

**STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT  
TRANSFER NO. 81560**

This is to certify that: **FRANK TIEGS LLC**  
PO BOX 3110  
PASCO, WA 99302

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

**Summary of Water Rights Before the Proposed Changes**

| <u>Water Right</u> | <u>Origin/Basis</u> | <u>Priority Date</u> | <u>Diversion Rate</u> | <u>Diversion Volume</u> | <u>Acre Limit</u> | <u>Total Acres</u> | <u>Source</u> |
|--------------------|---------------------|----------------------|-----------------------|-------------------------|-------------------|--------------------|---------------|
| 61-12013           | WR/LICENSE          | 12/8/1980            | 2.480 cfs             | 680.0 af                | 170.0             | 1168.0             | GROUND WATER  |
| 61-12015           | WR/DECREED          | 9/10/1975            | 3.260 cfs             | 733.5 af                | 163.0             | N/A                | GROUND WATER  |
| 61-12017           | WR/DECREED          | 9/6/1974             | 6.400 cfs             | 1440.0 af               | 320.0             | N/A                | GROUND WATER  |
| 61-12079           | WR/LICENSE          | 12/8/1980            | 0.920 cfs             | 252.0 af                | 63.0              | 320.0              | GROUND WATER  |
| 61-12080           | WR/DECREED          | 9/6/1974             | 11.390 cfs            | 2281.2 af               | 570.3             | 1168.0             | GROUND WATER  |
| 61-12081           | WR/DECREED          | 9/6/1974             | 1.990 cfs             | 398.8 af                | 99.7              | 320.0              | GROUND WATER  |
| 61-7197            | WR/DECREED          | 9/16/1974            | 8.000 cfs             | N/A                     | 625.0             | 785.0              | GROUND WATER  |
| 61-7203            | WR/LICENSE          | 11/25/1976           | 2.300 cfs             | 677.2 af                | 169.0             | 329.0              | GROUND WATER  |
| 61-7204            | WR/LICENSE          | 1/5/1975             | 4.820 cfs             | 964.0 af                | 241.0             | 2640.0             | GROUND WATER  |
| 61-7206C           | WR/DECREED          | 11/8/1974            | 0.800 cfs             | 180.0 af                | 40.0              | 2640.0             | GROUND WATER  |
| 61-7207A           | WR/DECREED          | 11/18/1974           | 2.630 cfs             | 544.0 af                | 136.0             | 1040.0             | GROUND WATER  |
| 61-7207B           | WR/DECREED          | 11/18/1974           | 4.540 cfs             | 940.0 af                | 235.0             | 1040.0             | GROUND WATER  |
| 61-7210            | WR/DECREED          | 12/19/1974           | 6.560 cfs             | 1312.0 af               | 328.0             | 1168.0             | GROUND WATER  |
| 61-7239            | WR/DECREED          | 8/25/1975            | 3.200 cfs             | N/A                     | 160.0             | 785.0              | GROUND WATER  |
| 61-7247B           | WR/DECREED          | 1/10/1976            | 1.200 cfs             | N/A                     | N/A               | 60.0               | GROUND WATER  |
| 61-7247D           | WR/DECREED          | 1/10/1976            | 1.960 cfs             | 392.0 af                | N/A               | 98.0               | GROUND WATER  |
| 61-7263            | WR/DECREED          | 4/1/1976             | 2.400 cfs             | 660.0 af                | 165.0             | 631.0              | GROUND WATER  |
| 61-7264A           | WR/DECREED          | 6/10/1976            | 10.740 cfs            | 2225.0 af               | 446.0             | 631.0              | GROUND WATER  |
| 61-7264B           | WR/DECREED          | 6/10/1976            | 0.400 cfs             | 90.0 af                 | 20.0              | 631.0              | GROUND WATER  |
| 61-7265            | WR/DECREED          | 4/12/1976            | 0.720 cfs             | 351.3 af                | 87.8              | 320.0              | GROUND WATER  |
| 61-7306B           | WR/DECREED          | 2/1/1977             | 1.600 cfs             | 320.0 af                | 80.0              | 1040.0             | GROUND WATER  |
| 61-7321            | WR/DECREED          | 4/4/1977             | 1.800 cfs             | N/A                     | 625.0             | 785.0              | GROUND WATER  |
| 61-7330            | WR/DECREED          | 5/24/1977            | 2.640 cfs             | 720.0 af                | 160.0             | 2640.0             | GROUND WATER  |
| 61-7399            | WR/DECREED          | 4/5/1980             | 2.200 cfs             | 440.0 af                | 110.0             | 329.0              | GROUND WATER  |
| 61-7442            | WR/LICENSE          | 6/24/1997            | 2.920 cfs             | 584.0 af                | N/A               | 146.0              | GROUND WATER  |

SUPPORT DATA

**Purpose of Transfer (Changes Proposed)**

IN FILE # 61-7197

| <u>Current Number</u> | <u>Split</u> | <u>POD</u> | <u>POU</u> | <u>Add POD</u> | <u>Period of Use</u> | <u>Nature of Use</u> |
|-----------------------|--------------|------------|------------|----------------|----------------------|----------------------|
| 61-12013              | NO           | NO         | YES        | YES            | NO                   | NO                   |

Transfer No. 81560

SCANNED

MAY 20 2020

**STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT  
TRANSFER NO. 81560**

**Purpose of Transfer (Changes Proposed)**

| <u>Current Number</u> | <u>Split</u> | <u>POD</u> | <u>POU</u> | <u>Add POD</u> | <u>Period of Use</u> | <u>Nature of Use</u> |
|-----------------------|--------------|------------|------------|----------------|----------------------|----------------------|
| 61-12015              | NO           | NO         | YES        | YES            | NO                   | NO                   |
| 61-12017              | NO           | NO         | YES        | YES            | NO                   | NO                   |
| 61-12079              | NO           | NO         | YES        | YES            | NO                   | NO                   |
| 61-12080              | NO           | NO         | YES        | YES            | NO                   | NO                   |
| 61-12081              | NO           | NO         | YES        | YES            | NO                   | NO                   |
| 61-7197               | NO           | NO         | YES        | YES            | NO                   | NO                   |
| 61-7203               | NO           | NO         | YES        | YES            | NO                   | NO                   |
| 61-7204               | NO           | NO         | YES        | YES            | NO                   | NO                   |
| 61-7206C              | NO           | NO         | YES        | YES            | NO                   | NO                   |
| 61-7207A              | NO           | NO         | YES        | YES            | NO                   | NO                   |
| 61-7207B              | NO           | NO         | YES        | YES            | NO                   | NO                   |
| 61-7210               | NO           | NO         | YES        | YES            | NO                   | NO                   |
| 61-7239               | NO           | NO         | YES        | YES            | NO                   | NO                   |
| 61-7247B              | NO           | NO         | YES        | YES            | NO                   | NO                   |
| 61-7247D              | NO           | NO         | YES        | YES            | NO                   | NO                   |
| 61-7263               | NO           | NO         | YES        | YES            | NO                   | NO                   |
| 61-7264A              | NO           | NO         | YES        | YES            | NO                   | NO                   |
| 61-7264B              | NO           | NO         | YES        | YES            | NO                   | NO                   |
| 61-7265               | NO           | NO         | YES        | YES            | NO                   | NO                   |
| 61-7306B              | NO           | NO         | YES        | YES            | NO                   | NO                   |
| 61-7321               | NO           | NO         | YES        | YES            | NO                   | NO                   |
| 61-7330               | NO           | NO         | YES        | YES            | NO                   | NO                   |
| 61-7399               | NO           | NO         | YES        | YES            | NO                   | NO                   |
| 61-7442               | NO           | NO         | YES        | YES            | NO                   | NO                   |

**Summary Of Water Rights After the Approved Change**

| <u>Existing Right</u> | <u>New No. (Changed Portion)</u> | <u>Transfer Rate</u> | <u>Transfer Volume</u> | <u>Acre Limit</u> | <u>Total Acres</u> | <u>New No. (remaining portion)</u> | <u>Remaining Rate</u> | <u>Remaining Volume</u> | <u>Remaining Acre Limit</u> | <u>Remaining Total Acres</u> |
|-----------------------|----------------------------------|----------------------|------------------------|-------------------|--------------------|------------------------------------|-----------------------|-------------------------|-----------------------------|------------------------------|
| 61-12013              | 61-12013                         | 2.480 cfs            | 680.0 af               | 170.0             | 6654.0             | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 61-12015              | 61-12015                         | 3.260 cfs            | 733.5 af               | 163.0             | 6654.0             | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 61-12017              | 61-12017                         | 6.360 cfs            | 1440.0 af              | 320.0             | 6654.0             | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 61-12079              | 61-12079                         | 0.920 cfs            | 252.0 af               | 63.0              | 6654.0             | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 61-12080              | 61-12080                         | 11.390 cfs           | 2281.2 af              | 570.3             | 6654.0             | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 61-12081              | 61-12081                         | 1.990 cfs            | 398.8 af               | 99.7              | 6654.0             | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 61-7197               | 61-7197                          | 8.000 cfs            | 2812.5 af              | 625.0             | 6654.0             | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 61-7203               | 61-7203                          | 2.300 cfs            | 677.2 af               | 169.0             | 6654.0             | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 61-7204               | 61-7204                          | 4.820 cfs            | 964.0 af               | 241.0             | 6654.0             | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 61-7206C              | 61-7206C                         | 0.800 cfs            | 180.0 af               | 40.0              | 6654.0             | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 61-7207A              | 61-7207A                         | 2.630 cfs            | 544.0 af               | 136.0             | 6654.0             | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 61-7207B              | 61-7207B                         | 4.540 cfs            | 940.0 af               | 235.0             | 6654.0             | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 61-7210               | 61-7210                          | 6.560 cfs            | 1312.0 af              | 328.0             | 6654.0             | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 61-7239               | 61-7239                          | 3.200 cfs            | 720.0 af               | 160.0             | 6654.0             | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 61-7247B              | 61-7247B                         | 1.200 cfs            | 240.0 af               | 60.0              | 6654.0             | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 61-7247D              | 61-7247D                         | 1.960 cfs            | 392.0 af               | 98.0              | 6654.0             | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 61-7263               | 61-7263                          | 2.400 cfs            | 660.0 af               | 165.0             | 6654.0             | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 61-7264A              | 61-7264A                         | 10.740 cfs           | 2225.0 af              | 446.0             | 6654.0             | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 61-7264B              | 61-7264B                         | 0.400 cfs            | 90.0 af                | 20.0              | 6654.0             | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 61-7265               | 61-7265                          | 0.720 cfs            | 351.3 af               | 87.8              | 6654.0             | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 61-7306B              | 61-7306B                         | 1.600 cfs            | 320.0 af               | 80.0              | 6654.0             | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |

Transfer No. 81560

**STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT  
TRANSFER NO. 81560**

**Summary Of Water Rights After the Approved Change**

| Existing Right         | New No. (Changed Portion) | Transfer Rate     | Transfer Volume   | Acre Limit    | Total Acres   | New No. (remaining portion) | Remaining Rate | Remaining Volume | Remaining Acre Limit | Remaining Total Acres |
|------------------------|---------------------------|-------------------|-------------------|---------------|---------------|-----------------------------|----------------|------------------|----------------------|-----------------------|
| 61-7321                | 61-7321                   | 1.800 cfs         | 2812.5 af         | 625.0         | 6654.0        | N/A                         | N/A            | N/A              | N/A                  | N/A                   |
| 61-7330                | 61-7330                   | 2.640 cfs         | 720.0 af          | 160.0         | 6654.0        | N/A                         | N/A            | N/A              | N/A                  | N/A                   |
| 61-7399                | 61-7399                   | 2.200 cfs         | 440.0 af          | 110.0         | 6654.0        | N/A                         | N/A            | N/A              | N/A                  | N/A                   |
| 61-7442                | 61-7442                   | 2.920 cfs         | 584.0 af          | 146.0         | 6654.0        | N/A                         | N/A            | N/A              | N/A                  | N/A                   |
| <b>COMBINED TOTALS</b> |                           | <b>74.740 cfs</b> | <b>19943.0 af</b> | <b>4692.8</b> | <b>6654.0</b> |                             | <b>N/A</b>     | <b>N/A</b>       | <b>N/A</b>           | <b>N/A</b>            |

This water right(s) is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Detailed Water Right Description(s) attached.

Dated this 18<sup>th</sup> day of MAY, 2000.

  
\_\_\_\_\_  
for Chief, Water Allocation Bureau

**WATER RIGHT NO. 61-7197****As Modified by Transfer No. 81560**

In accordance with the approval of Transfer No. 81560, Water Right No. 61-7197 is now described as follows:

**Right Holder:** FRANK TIEGS LLC  
PO BOX 3110  
PASCO, WA 99302

**Priority Date:** 9/16/1974

**Source:** GROUND WATER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Diversion Volume</u> |
|-----------------------|-------------|-----------|-----------------------|-------------------------|
| DOMESTIC              | 1/01        | to 12/31  | 0.080 cfs             |                         |
| IRRIGATION            | 3/15        | to 11/15  | 8.000 cfs             | 2812.5 af               |
|                       |             |           | 8.000 cfs             | 2812.5 af               |

**LOCATION OF POINT(S) OF DIVERSION**

|              |           |                        |               |
|--------------|-----------|------------------------|---------------|
| GROUND WATER | SESE      | Sec 20 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | SWSW      | Sec 22 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SESE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWNE      | Sec 28 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | NENE      | Sec 34 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SENE      | Sec 35 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | NWNW      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | NWSE      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L1 (NENE) | Sec 2 Twp 03S Rge 04E  | ELMORE County |
| GROUND WATER | L4 (NWNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | L5 (SNNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |

**PLACE OF USE: DOMESTIC**

| Twp | Rng | Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 02S | 04E | 27  |    |    | X  |    |    |    |    |    |    |    |    |    |    |    |    | X  |        |

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 02S | 04E | 20  | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      | 40.0 |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 | 360.0  |
| 02S | 04E | 22  |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      | 320.0  |
| 02S | 04E | 25  |      |      |      |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      | 160.0  |
| 02S | 04E | 26  |      | 40.0 |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      |      | 200.0  |
| 02S | 04E | 27  |      |      | 40.0 | 40.0 |      |      | 40.0 | 40.0 | 40.0 |      |      | 39.0 | 40.0 | 40.0 | 40.0 | 40.0 | 399.0  |

Transfer No. 81560



**WATER RIGHT NO. 61-7197**  
**As Modified by Transfer No. 81560**

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 02S | 04E | 28  | 40   | 40   | 40   | 40   |      |      |      |      |      |      |      |      | 40   | 40   | 40   | 40   | 320    |
| 02S | 04E | 34  | 40   | 40   | 40   | 40   | 39   |      |      | 39   |      |      |      |      |      |      |      |      | 238    |
| 02S | 04E | 35  | 40.0 | 39.0 | 39.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 638.0  |
| 02S | 04E | 36  | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      | 40   | 39   | 39   | 40   | 478    |
| 02S | 05E | 19  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      | 320    |
| 02S | 05E | 29  |      |      |      |      |      |      |      |      |      | 40   | 29   |      |      |      |      |      | 69     |
| 02S | 05E | 30  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 480    |
| 02S | 05E | 31  | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 41.0 | 40.0 | 40.0 | 42.0 | 43.0 | 646.0  |
|     |     |     |      |      |      |      |      |      |      |      |      | L 4  | L 3  |      |      |      | L 2  | L 1  |        |
| 02S | 05E | 32  |      |      |      |      | 38   | 39   |      |      |      |      |      |      |      |      |      |      | 77     |
| 03S | 04E | 1   | 61.0 | 45.0 |      | 53.0 |      |      |      |      | 40.0 | 39.0 | 39.0 | 40.0 |      |      |      |      | 317.0  |
|     |     |     | L 1  | L 2  |      | L 5  |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 2   | 46.0 | 44.0 | 39.0 | 40.0 |      |      |      |      |      |      |      |      |      |      |      |      | 169.0  |
|     |     |     | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 13  | 54.0 |      | 39.0 | 54.0 |      |      |      |      |      |      |      |      | 54.0 |      | 38.0 | 54.0 | 293.0  |
|     |     |     | L 1  |      |      | L 2  |      |      |      |      |      |      |      |      | L 3  |      |      | L 4  |        |
| 03S | 05E | 6   | 39.0 | 40.0 | 41.0 | 41.0 | 39.0 | 45.0 | 46.0 | 41.0 | 41.0 | 46.0 | 46.0 | 40.0 | 41.0 | 41.0 | 41.0 | 41.0 | 669.0  |
|     |     |     | L 1  | L 2  |      |      | L 3  | L 4  | L 5  |      |      | L 6  | L 7  |      |      |      |      |      |        |
| 03S | 05E | 7   |      |      |      |      | 40.0 | 46.0 | 45.0 | 40.0 | 40.0 |      |      | 40.0 |      | 40.0 | 40.0 |      | 331.0  |
|     |     |     |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 05E | 18  |      |      |      |      | 40.0 | 45.0 | 45.0 | 40.0 |      |      |      |      |      |      |      |      | 170.0  |
|     |     |     |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |        |

Right Acre Limit: 625.0  
POU Total Acres: 6654.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 625 acres within the authorized place of use in a single irrigation season.
2. Rights 61-7197 and 61-7321 when combined shall not exceed a total annual maximum diversion volume of 2812.5 af and the irrigation of 625 acres.
3. Rights 61-7197, 61-7239 and 61-7321 when combined shall not exceed a total annual maximum diversion volume of 3532.5 af and the irrigation of 785 acres.
4. Rights 61-7197, 61-7239, 61-7321, and 61-7442 when combined shall not exceed a total diversion rate of 14.70 cfs.
5. The following water rights when combined for all authorized uses shall not exceed a total diversion rate of 74.74 cfs, a total annual maximum diversion volume of 19,943 af, and the irrigation of 4692.8 acres. 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.

**WATER RIGHT NO. 61-7197**  
**As Modified by Transfer No. 81560**

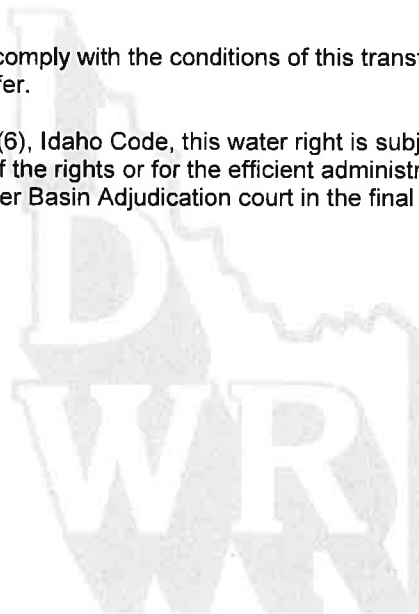
**CONDITIONS OF APPROVAL**

6. The total instantaneous diversion of water from all points of diversion within the Cinder Cone Butte Critical Groundwater Area as designated on May 7, 1981 under rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081 shall not exceed 73.04 cfs, nor a total combined annual volume of 19,359 af.
7. The total instantaneous diversion of water under the rights listed below shall not exceed 59 cfs, nor a total combined annual volume of 15,670 af from all points of diversion within the area designated as tributary to the Milner to Swan Falls reach of the Snake River. See IDAPA 37.03.08.030. Right numbers 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
9. To the extent necessary for administration between points of diversion for ground water, and between points of diversion for ground water and hydraulically connected surface sources, this right retains its original priority for well locations authorized under this right as identified in decree dated 10/26/2000.
10. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 161.
11. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
12. Rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7265, 61-7306B, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080 and 61-12081 are limited to the irrigation of a specific 4,692.8 acres within the 6,654.0 acre place of use authorized by this right in a single irrigation season. The specific 4,692.8 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 4,692.8 acres to be irrigated within the 6,654.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
13. The quantity of water under this right for domestic use shall not exceed 13,000 gallons per day.
14. The quantity of water decreed for this water right for domestic use is not a determination of historical beneficial use.
15. This right does not grant any right-of-way or easement across the land of another.

**WATER RIGHT NO. 61-7197**  
**As Modified by Transfer No. 81560**

**CONDITIONS OF APPROVAL**

16. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
17. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
18. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
19. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.



**WATER RIGHT NO. 61-7207A****As Modified by Transfer No. 81560**

In accordance with the approval of Transfer No. 81560, Water Right No. 61-7207A is now described as follows:

**Right Holder:** FRANK TIEGS LLC  
PO BOX 3110  
PASCO, WA 99302

**Priority Date:** 11/18/1974

**Source:** GROUND WATER

| <b><u>BENEFICIAL USE</u></b> | <b><u>From</u></b> | <b><u>To</u></b> | <b><u>Diversion Rate</u></b> | <b><u>Diversion Volume</u></b> |
|------------------------------|--------------------|------------------|------------------------------|--------------------------------|
| IRRIGATION                   | 04/01              | to 10/31         | 2.630 cfs                    | 544.0 af                       |
|                              |                    |                  | 2.630 cfs                    | 544.0 af                       |

**LOCATION OF POINT(S) OF DIVERSION**

|              |           |                        |               |
|--------------|-----------|------------------------|---------------|
| GROUND WATER | SESE      | Sec 20 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | SWSW      | Sec 22 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SESE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWNE      | Sec 28 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | NENE      | Sec 34 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SENE      | Sec 35 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | NWNW      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | NWSE      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L1 (NENE) | Sec 2 Twp 03S Rge 04E  | ELMORE County |
| GROUND WATER | L4 (NWNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | L5 (SNNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 02S | 04E | 20  | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      | 40.0 |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 | 360.0  |
| 02S | 04E | 22  |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      | 320.0  |
| 02S | 04E | 25  |      |      |      |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      | 160.0  |
| 02S | 04E | 26  |      | 40.0 |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      |      | 200.0  |
| 02S | 04E | 27  |      |      | 40.0 | 40.0 |      |      | 40.0 | 40.0 | 40.0 |      |      | 39.0 | 40.0 | 40.0 | 40.0 | 40.0 | 399.0  |
| 02S | 04E | 28  | 40   | 40   | 40   | 40   |      |      |      |      |      |      |      |      | 40   | 40   | 40   | 40   | 320    |
| 02S | 04E | 34  | 40   | 40   | 40   | 40   | 39   |      |      | 39   |      |      |      |      |      |      |      |      | 238    |
| 02S | 04E | 35  | 40.0 | 39.0 | 39.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 638.0  |
| 02S | 04E | 36  | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      | 40   | 39   | 39   | 40   | 478    |
| 02S | 05E | 19  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      | 320    |
| 02S | 05E | 29  |      |      |      |      |      |      |      |      |      | 40   | 29   |      |      |      |      |      | 69     |
| 02S | 05E | 30  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 480    |
| 02S | 05E | 31  | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 41.0 | 40.0 | 40.0 | 42.0 | 43.0 | 646.0  |
| 02S | 05E | 32  |      |      |      |      |      | 38   | 39   |      |      |      | L 4  | L 3  |      |      | L 2  | L 1  | 77     |

Transfer No. 81560

**WATER RIGHT NO. 61-7207A****As Modified by Transfer No. 81560****PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 03S | 04E | 1   | 61.0 | 45.0 |      | 53.0 |      |      |      |      | 40.0 | 39.0 | 39.0 | 40.0 |      |      |      |      | 317.0  |
|     |     |     | L 1  | L 2  |      | L 5  |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 2   | 46.0 | 44.0 | 39.0 | 40.0 |      |      |      |      |      |      |      |      |      |      |      |      | 169.0  |
|     |     |     | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 13  | 54.0 |      | 39.0 | 54.0 |      |      |      |      |      |      |      |      | 54.0 |      | 38.0 | 54.0 | 293.0  |
|     |     |     | L 1  |      |      | L 2  |      |      |      |      |      |      |      |      | L 3  |      |      | L 4  |        |
| 03S | 05E | 6   | 39.0 | 40.0 | 41.0 | 41.0 | 39.0 | 45.0 | 46.0 | 41.0 | 41.0 | 46.0 | 46.0 | 40.0 | 41.0 | 41.0 | 41.0 | 41.0 | 669.0  |
|     |     |     | L 1  | L 2  |      |      | L 3  | L 4  | L 5  |      |      | L 6  | L 7  |      |      |      |      |      |        |
| 03S | 05E | 7   |      |      |      |      | 40.0 | 46.0 | 45.0 | 40.0 | 40.0 |      |      | 40.0 |      | 40.0 | 40.0 |      | 331.0  |
|     |     |     |      |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |        |
| 03S | 05E | 18  |      |      |      |      | 40.0 | 45.0 | 45.0 | 40.0 |      |      |      |      |      |      |      |      | 170.0  |
|     |     |     |      |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |        |

Right Acre Limit: 136.0

POU Total Acres: 6654.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 136 acres within the authorized place of use in a single irrigation season.
2. Rights 61-7207A, 61-7207B and 61-7306B when combined shall not exceed a total diversion rate of 7.17 cfs.
3. The following water rights when combined for all authorized uses shall not exceed a total diversion rate of 74.74 cfs, a total annual maximum diversion volume of 19,943 af, and the irrigation of 4692.8 acres. 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.
4. The total instantaneous diversion of water from all points of diversion within the Cinder Cone Butte Critical Groundwater Area as designated on May 7, 1981 under rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081 shall not exceed 73.04 cfs, nor a total combined annual volume of 19,359 af.
5. The total instantaneous diversion of water under the rights listed below shall not exceed 59 cfs, nor a total combined annual volume of 15,670 af from all points of diversion within the area designated as tributary to the Milner to Swan Falls reach of the Snake River. See IDAPA 37.03.08.030. Right numbers 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.
6. To the extent necessary for administration between points of diversion for ground water, and between points of diversion for ground water and hydraulically connected surface sources, this right retains its original priority for well locations authorized under this right as identified in decree dated 10/26/2000.

Transfer No. 81560

**WATER RIGHT NO. 61-7207A**

**As Modified by Transfer No. 81560**

**CONDITIONS OF APPROVAL**

7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
8. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
9. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 161.
10. Rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7265, 61-7306B, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080 and 61-12081 are limited to the irrigation of a specific 4,692.8 acres within the 6,654.0 acre place of use authorized by this right in a single irrigation season. The specific 4,692.8 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 4,692.8 acres to be irrigated within the 6,654.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
11. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 10/26/2000.
12. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
13. This right does not grant any right-of-way or easement across the land of another.
14. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.



**WATER RIGHT NO. 61-7207B****As Modified by Transfer No. 81560**

In accordance with the approval of Transfer No. 81560, Water Right No. 61-7207B is now described as follows:

**Right Holder:** FRANK TIEGS LLC  
PO BOX 3110  
PASCO, WA 99302

**Priority Date:** 11/18/1974

**Source:** GROUND WATER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Diversion Volume</u> |
|-----------------------|-------------|-----------|-----------------------|-------------------------|
| IRRIGATION            | 4/01        | to 10/31  | 4.540 cfs             | 940.0 af                |
|                       |             |           | 4.540 cfs             | 940.0 af                |

**LOCATION OF POINT(S) OF DIVERSION**

|              |           |                        |               |
|--------------|-----------|------------------------|---------------|
| GROUND WATER | SESE      | Sec 20 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | SWSW      | Sec 22 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SESE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWNE      | Sec 28 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | NENE      | Sec 34 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SENE      | Sec 35 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | NWNW      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | NWSE      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L1 (NENE) | Sec 2 Twp 03S Rge 04E  | ELMORE County |
| GROUND WATER | L4 (NWNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | L5 (SNNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 02S | 04E | 20  | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      | 40.0 |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 | 360.0  |
| 02S | 04E | 22  |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      | 320.0  |
| 02S | 04E | 25  |      |      |      |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      | 160.0  |
| 02S | 04E | 26  |      | 40.0 |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      |      | 200.0  |
| 02S | 04E | 27  |      |      | 40.0 | 40.0 |      |      | 40.0 | 40.0 | 40.0 |      |      | 39.0 | 40.0 | 40.0 | 40.0 | 40.0 | 399.0  |
| 02S | 04E | 28  | 40   | 40   | 40   | 40   |      |      |      |      |      |      |      |      | 40   | 40   | 40   | 40   | 320    |
| 02S | 04E | 34  | 40   | 40   | 40   | 40   | 39   |      |      | 39   |      |      |      |      |      |      |      |      | 238    |
| 02S | 04E | 35  | 40.0 | 39.0 | 39.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 638.0  |
| 02S | 04E | 36  | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      | 40   | 39   | 39   | 40   | 478    |
| 02S | 05E | 19  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      | 320    |
| 02S | 05E | 29  |      |      |      |      |      |      |      |      |      | 40   | 29   |      |      |      |      |      | 69     |
| 02S | 05E | 30  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 480    |
| 02S | 05E | 31  | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 41.0 | 40.0 | 40.0 | 42.0 | 43.0 | 43.0 | 646.0  |
| 02S | 05E | 32  |      |      |      |      |      | 38   | 39   |      |      |      | L 4  | L 3  |      |      | L 2  | L 1  | 77     |

Transfer No. 81560

**WATER RIGHT NO. 61-7207B**  
**As Modified by Transfer No. 81560**

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 03S | 04E | 1   | 61.0 | 45.0 |      | 53.0 |      |      |      |      | 40.0 | 39.0 | 39.0 | 40.0 |      |      |      |      | 317.0  |
|     |     |     | L 1  | L 2  |      | L 5  |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 2   | 46.0 | 44.0 | 39.0 | 40.0 |      |      |      |      |      |      |      |      |      |      |      |      | 169.0  |
|     |     |     | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 13  | 54.0 |      | 39.0 | 54.0 |      |      |      |      |      |      |      |      | 54.0 |      | 38.0 | 54.0 | 293.0  |
|     |     |     | L 1  |      |      | L 2  |      |      |      |      |      |      |      |      | L 3  |      |      | L 4  |        |
| 03S | 05E | 6   | 39.0 | 40.0 | 41.0 | 41.0 | 39.0 | 45.0 | 46.0 | 41.0 | 41.0 | 46.0 | 46.0 | 40.0 | 41.0 | 41.0 | 41.0 | 41.0 | 669.0  |
|     |     |     | L 1  | L 2  |      |      | L 3  | L 4  | L 5  |      |      | L 6  | L 7  |      |      |      |      |      |        |
| 03S | 05E | 7   |      |      |      |      | 40.0 | 46.0 | 45.0 | 40.0 | 40.0 |      |      | 40.0 |      | 40.0 | 40.0 |      | 331.0  |
|     |     |     |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 05E | 18  |      |      |      |      | 40.0 | 45.0 | 45.0 | 40.0 |      |      |      |      |      |      |      |      | 170.0  |
|     |     |     |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |        |

Right Acre Limit: 235.0

POU Total Acres: 6654.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 235 acres within the authorized place of use in a single irrigation season.
2. Rights 61-7207A, 61-7207B and 61-7306B when combined shall not exceed a total diversion rate of 7.17 cfs.
3. The following water rights when combined for all authorized uses shall not exceed a total diversion rate of 74.74 cfs, a total annual maximum diversion volume of 19,943 af, and the irrigation of 4692.8 acres. 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.
4. The total instantaneous diversion of water from all points of diversion within the Cinder Cone Butte Critical Groundwater Area as designated on May 7, 1981 under rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081 shall not exceed 73.04 cfs, nor a total combined annual volume of 19,359 af.
5. The total instantaneous diversion of water under the rights listed below shall not exceed 59 cfs, nor a total combined annual volume of 15,670 af from all points of diversion within the area designated as tributary to the Milner to Swan Falls reach of the Snake River. See IDAPA 37.03.08.030. Right numbers 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.
6. To the extent necessary for administration between points of diversion for ground water, and between points of diversion for ground water and hydraulically connected surface sources, this right retains its original priority for well locations authorized under this right as identified in decree dated 05/31/2000.

Transfer No. 81560

**WATER RIGHT NO. 61-7207B**

**As Modified by Transfer No. 81560**

**CONDITIONS OF APPROVAL**

7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
8. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
9. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 161.
10. Rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7265, 61-7306B, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080 and 61-12081 are limited to the irrigation of a specific 4,692.8 acres within the 6,654.0 acre place of use authorized by this right in a single irrigation season. The specific 4,692.8 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 4,692.8 acres to be irrigated within the 6,654.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
11. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 10/26/2000.
12. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
13. This right does not grant any right-of-way or easement across the land of another.
14. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

**WATER RIGHT NO. 61-7306B****As Modified by Transfer No. 81560**

In accordance with the approval of Transfer No. 81560, Water Right No. 61-7306B is now described as follows:

**Right Holder:** FRANK TIEGS LLC  
PO BOX 3110  
PASCO, WA 99302

**Priority Date:** 2/1/1977

**Source:** GROUND WATER

| <b><u>BENEFICIAL USE</u></b> | <b><u>From</u></b> | <b><u>To</u></b> | <b><u>Diversion Rate</u></b> | <b><u>Diversion Volume</u></b> |
|------------------------------|--------------------|------------------|------------------------------|--------------------------------|
| IRRIGATION                   | 3/15               | to 11/15         | 1.600 cfs                    | 320.0 af                       |
|                              |                    |                  | 1.600 cfs                    | 320.0 af                       |

**LOCATION OF POINT(S) OF DIVERSION**

|              |           |                        |               |
|--------------|-----------|------------------------|---------------|
| GROUND WATER | SESE      | Sec 20 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | SWSW      | Sec 22 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SESE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWNE      | Sec 28 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | NENE      | Sec 34 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SENE      | Sec 35 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | NWNW      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | NWSE      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L1 (NENE) | Sec 2 Twp 03S Rge 04E  | ELMORE County |
| GROUND WATER | L4 (NWNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | L5 (SWNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 02S | 04E | 20  | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      | 40.0 |      |      |      |      |      |      |      |      | 360.0  |
| 02S | 04E | 22  |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      | 320.0  |
| 02S | 04E | 25  |      |      |      |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      | 160.0  |
| 02S | 04E | 26  |      | 40.0 |      |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      | 200.0  |
| 02S | 04E | 27  |      |      | 40.0 | 40.0 |      |      | 40.0 | 40.0 |      |      |      | 39.0 | 40.0 | 40.0 | 40.0 | 40.0 | 399.0  |
| 02S | 04E | 28  | 40   | 40   | 40   | 40   |      |      |      |      |      |      |      |      | 40   | 40   | 40   | 40   | 320    |
| 02S | 04E | 34  | 40   | 40   | 40   | 40   | 39   |      |      | 39   |      |      |      |      |      |      |      |      | 238    |
| 02S | 04E | 35  | 40.0 | 39.0 | 39.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 638.0  |
| 02S | 04E | 36  | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      | 40   | 39   | 39   | 40   | 478    |
| 02S | 05E | 19  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      | 320    |
| 02S | 05E | 29  |      |      |      |      |      |      |      |      |      | 40   | 29   |      |      |      |      |      | 69     |
| 02S | 05E | 30  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 480    |
| 02S | 05E | 31  | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 41.0 | 40.0 | 40.0 | 42.0 | 43.0 | 646.0  |
| 02S | 05E | 32  |      |      |      |      |      | 38   | 39   |      |      |      | L 4  | L 3  |      |      | L 2  | L 1  | 77     |

Transfer No. 81560

**WATER RIGHT NO. 61-7306B****As Modified by Transfer No. 81560****PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 03S | 04E | 1   | 61.0 | 45.0 |      | 53.0 |      |      |      |      | 40.0 | 39.0 | 39.0 | 40.0 |      |      |      |      | 317.0  |
|     |     |     | L 1  | L 2  |      | L 5  |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 2   | 46.0 | 44.0 | 39.0 | 40.0 |      |      |      |      |      |      |      |      |      |      |      |      | 169.0  |
|     |     |     | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 13  | 54.0 |      | 39.0 | 54.0 |      |      |      |      |      |      |      |      | 54.0 |      | 38.0 | 54.0 | 293.0  |
|     |     |     | L 1  |      |      | L 2  |      |      |      |      |      |      |      |      | L 3  |      |      | L 4  |        |
| 03S | 05E | 6   | 39.0 | 40.0 | 41.0 | 41.0 | 39.0 | 45.0 | 46.0 | 41.0 | 41.0 | 46.0 | 46.0 | 40.0 | 41.0 | 41.0 | 41.0 | 41.0 | 669.0  |
|     |     |     | L 1  | L 2  |      |      | L 3  | L 4  | L 5  |      |      | L 6  | L 7  |      |      |      |      |      |        |
| 03S | 05E | 7   |      |      |      |      | 40.0 | 46.0 | 45.0 | 40.0 | 40.0 |      |      | 40.0 |      | 40.0 | 40.0 |      | 331.0  |
|     |     |     |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 05E | 18  |      |      |      |      | 40.0 | 45.0 | 45.0 | 40.0 |      |      |      |      |      |      |      |      | 170.0  |
|     |     |     |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |        |

Right Acre Limit: 80.0

POU Total Acres: 6654.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 80 acres within the authorized place of use in a single irrigation season.
2. Rights 61-7207A, 61-7207B and 61-7306B when combined shall not exceed a total diversion rate of 7.17 cfs.
3. The following water rights when combined for all authorized uses shall not exceed a total diversion rate of 74.74 cfs, a total annual maximum diversion volume of 19,943 af, and the irrigation of 4692.8 acres. 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.
4. The total instantaneous diversion of water from all points of diversion within the Cinder Cone Butte Critical Groundwater Area as designated on May 7, 1981 under rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081 shall not exceed 73.04 cfs, nor a total combined annual volume of 19,359 af.
5. The total instantaneous diversion of water under the rights listed below shall not exceed 59 cfs, nor a total combined annual volume of 15,670 af from all points of diversion within the area designated as tributary to the Milner to Swan Falls reach of the Snake River. See IDAPA 37.03.08.030. Right numbers 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.
6. To the extent necessary for administration between points of diversion for ground water, and between points of diversion for ground water and hydraulically connected surface sources, this right retains its original priority for well locations authorized under this right as identified in the Decree dated 10/2/2002.

Transfer No. 81560

**WATER RIGHT NO. 61-7306B**

**As Modified by Transfer No. 81560**

**CONDITIONS OF APPROVAL**

7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
8. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
9. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 161.
10. Rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7265, 61-7306B, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080 and 61-12081 are limited to the irrigation of a specific 4,692.8 acres within the 6,654.0 acre place of use authorized by this right in a single irrigation season. The specific 4,692.8 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 4,692.8 acres to be irrigated within the 6,654.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
11. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
12. This right does not grant any right-of-way or easement across the land of another.
13. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
14. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
15. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

**WATER RIGHT NO. 61-12015****As Modified by Transfer No. 81560**

In accordance with the approval of Transfer No. 81560, Water Right No. 61-12015 is now described as follows:

**Right Holder:** FRANK TIEGS LLC  
PO BOX 3110  
PASCO, WA 99302

**Priority Date:** 9/10/1975

**Source:** GROUND WATER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Diversion Volume</u> |
|-----------------------|-------------|-----------|-----------------------|-------------------------|
| IRRIGATION            | 03/15       | to 11/15  | 3.260 cfs             | 733.5 af                |
|                       |             |           | 3.260 cfs             | 733.5 af                |

**LOCATION OF POINT(S) OF DIVERSION**

|              |           |                        |               |
|--------------|-----------|------------------------|---------------|
| GROUND WATER | SESE      | Sec 20 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | SWSW      | Sec 22 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SESE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWNE      | Sec 28 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | NENE      | Sec 34 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SENE      | Sec 35 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | NWNW      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | NWSE      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L1 (NENE) | Sec 2 Twp 03S Rge 04E  | ELMORE County |
| GROUND WATER | L4 (NWNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | L5 (SWNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 02S | 04E | 20  | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      | 40.0 |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 | 360.0  |
| 02S | 04E | 22  |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      | 320.0  |
| 02S | 04E | 25  |      |      |      |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      | 160.0  |
| 02S | 04E | 26  |      | 40.0 |      |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      | 200.0  |
| 02S | 04E | 27  |      |      | 40.0 | 40.0 |      |      | 40.0 | 40.0 | 40.0 |      |      | 39.0 | 40.0 | 40.0 | 40.0 | 40.0 | 399.0  |
| 02S | 04E | 28  | 40   | 40   | 40   | 40   |      |      |      |      |      |      |      |      | 40   | 40   | 40   | 40   | 320    |
| 02S | 04E | 34  | 40   | 40   | 40   | 40   | 39   |      |      | 39   |      |      |      |      |      |      |      |      | 238    |
| 02S | 04E | 35  | 40.0 | 39.0 | 39.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 638.0  |
| 02S | 04E | 36  | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      | 40   | 39   | 39   | 40   | 478    |
| 02S | 05E | 19  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      | 320    |
| 02S | 05E | 29  |      |      |      |      |      |      |      |      | 40   | 29   |      |      |      |      |      |      | 69     |
| 02S | 05E | 30  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 480    |
| 02S | 05E | 31  | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 41.0 | 40.0 | 40.0 | 42.0 | 43.0 | 646.0  |
| 02S | 05E | 32  |      |      |      |      |      | 38   | 39   |      |      |      | L 4  | L 3  |      |      | L 2  | L 1  | 77     |

Transfer No. 81560

**WATER RIGHT NO. 61-12015****As Modified by Transfer No. 81560****PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 03S | 04E | 1   | 61.0 | 45.0 |      | 53.0 |      |      |      |      | 40.0 | 39.0 | 39.0 | 40.0 |      |      |      |      | 317.0  |
|     |     |     | L 1  | L 2  |      | L 5  |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 2   | 46.0 | 44.0 | 39.0 | 40.0 |      |      |      |      |      |      |      |      |      |      |      |      | 169.0  |
|     |     |     | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 13  | 54.0 |      | 39.0 | 54.0 |      |      |      |      |      |      |      |      | 54.0 |      | 38.0 | 54.0 | 293.0  |
|     |     |     | L 1  |      |      | L 2  |      |      |      |      |      |      |      |      | L 3  |      |      | L 4  |        |
| 03S | 05E | 6   | 39.0 | 40.0 | 41.0 | 41.0 | 39.0 | 45.0 | 46.0 | 41.0 | 41.0 | 46.0 | 46.0 | 40.0 | 41.0 | 41.0 | 41.0 | 41.0 | 669.0  |
|     |     |     | L 1  | L 2  |      |      | L 3  | L 4  | L 5  |      |      | L 6  | L 7  |      |      |      |      |      |        |
| 03S | 05E | 7   |      |      |      |      | 40.0 | 46.0 | 45.0 | 40.0 | 40.0 |      |      | 40.0 |      | 40.0 | 40.0 |      | 331.0  |
|     |     |     |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 05E | 18  |      |      |      |      | 40.0 | 45.0 | 45.0 | 40.0 |      |      |      |      |      |      |      |      | 170.0  |
|     |     |     |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |        |

Right Acre Limit: 163.0

POU Total Acres: 6654.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 163 acres within the place of use described above in a single irrigation season.
2. The following water rights when combined for all authorized uses shall not exceed a total diversion rate of 74.74 cfs, a total annual maximum diversion volume of 19,943 af, and the irrigation of 4692.8 acres. 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.
3. The total instantaneous diversion of water from all points of diversion within the Cinder Cone Butte Critical Groundwater Area as designated on May 7, 1981 under rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081 shall not exceed 73.04 cfs, nor a total combined annual volume of 19,359 af.
4. The total instantaneous diversion of water under the rights listed below shall not exceed 59 cfs, nor a total combined annual volume of 15,670 af from all points of diversion within the area designated as tributary to the Milner to Swan Falls reach of the Snake River. See IDAPA 37.03.08.030. Right numbers 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.
5. To the extent necessary for administration between points of diversion for ground water, and between points of diversion for ground water and hydraulically connected surface sources, this right retains its original priority for well locations authorized under this right as identified in the Decree dated 03/03/2003.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.

Transfer No. 81560



**WATER RIGHT NO. 61-12015**

**As Modified by Transfer No. 81560**

**CONDITIONS OF APPROVAL**

7. Rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7265, 61-7306B, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080 and 61-12081 are limited to the irrigation of a specific 4,692.8 acres within the 6,654.0 acre place of use authorized by this right in a single irrigation season. The specific 4,692.8 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 4,692.8 acres to be irrigated within the 6,654.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
8. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 161.
9. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
10. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
11. This right does not grant any right-of-way or easement across the land of another.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

**WATER RIGHT NO. 61-12017****As Modified by Transfer No. 81560**

In accordance with the approval of Transfer No. 81560, Water Right No. 61-12017 is now described as follows:

**Right Holder:** FRANK TIEGS LLC  
PO BOX 3110  
PASCO, WA 99302

**Priority Date:** 9/6/1974

**Source:** GROUND WATER

| <b>BENEFICIAL USE</b> | <b>From</b> | <b>To</b> | <b>Diversion Rate</b> | <b>Diversion Volume</b> |
|-----------------------|-------------|-----------|-----------------------|-------------------------|
| IRRIGATION            | 03/15       | to 11/15  | 6.360 cfs             | 1440.0 af               |
|                       |             |           | 6.360 cfs             | 1440.0 af               |

**LOCATION OF POINT(S) OF DIVERSION**

|              |           |                        |               |
|--------------|-----------|------------------------|---------------|
| GROUND WATER | SESE      | Sec 20 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | SWSW      | Sec 22 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SESE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWNE      | Sec 28 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | NENE      | Sec 34 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SENE      | Sec 35 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | NWNW      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | NWSE      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L1 (NENE) | Sec 2 Twp 03S Rge 04E  | ELMORE County |
| GROUND WATER | L4 (NWNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | L5 (SNNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |

**PLACE OF USE: IRRIGATION**

|     |     |     | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      |        |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
| Twp | Rng | Sec | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | Totals |
| 02S | 04E | 20  | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      | 40.0 |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 | 360.0  |
| 02S | 04E | 22  |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      | 320.0  |
| 02S | 04E | 25  |      |      |      |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      | 160.0  |
| 02S | 04E | 26  |      | 40.0 |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      |      | 200.0  |
| 02S | 04E | 27  |      |      | 40.0 | 40.0 |      |      | 40.0 | 40.0 | 40.0 |      |      | 39.0 | 40.0 | 40.0 | 40.0 | 40.0 | 399.0  |
| 02S | 04E | 28  | 40   | 40   | 40   | 40   |      |      |      |      |      |      |      |      | 40   | 40   | 40   | 40   | 320    |
| 02S | 04E | 34  | 40   | 40   | 40   | 40   | 39   |      |      | 39   |      |      |      |      |      |      |      |      | 238    |
| 02S | 04E | 35  | 40.0 | 39.0 | 39.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 638.0  |
| 02S | 04E | 36  | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      | 40   | 39   | 39   | 40   | 478    |
| 02S | 05E | 19  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      | 320    |
| 02S | 05E | 29  |      |      |      |      |      |      |      |      |      | 40   | 29   |      |      |      |      |      | 69     |
| 02S | 05E | 30  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 480    |
| 02S | 05E | 31  | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 41.0 | 40.0 | 40.0 | 42.0 | 43.0 | 646.0  |
| 02S | 05E | 32  |      |      |      |      |      | 38   | 39   |      |      |      | L 4  | L 3  |      |      | L 2  | L 1  | 77     |

Transfer No. 81560

**WATER RIGHT NO. 61-12017****As Modified by Transfer No. 81560****PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 03S | 04E | 1   | 61.0 | 45.0 |      | 53.0 |      |      |      |      | 40.0 | 39.0 | 39.0 | 40.0 |      |      |      |      | 317.0  |
|     |     |     | L 1  | L 2  |      | L 5  |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 2   | 46.0 | 44.0 | 39.0 | 40.0 |      |      |      |      |      |      |      |      |      |      |      |      | 169.0  |
|     |     |     | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 13  | 54.0 |      | 39.0 | 54.0 |      |      |      |      |      |      |      |      | 54.0 |      | 38.0 | 54.0 | 293.0  |
|     |     |     | L 1  |      |      | L 2  |      |      |      |      |      |      |      |      | L 3  |      |      | L 4  |        |
| 03S | 05E | 6   | 39.0 | 40.0 | 41.0 | 41.0 | 39.0 | 45.0 | 46.0 | 41.0 | 41.0 | 46.0 | 46.0 | 40.0 | 41.0 | 41.0 | 41.0 | 41.0 | 669.0  |
|     |     |     | L 1  | L 2  |      |      | L 3  | L 4  | L 5  |      |      | L 6  | L 7  |      |      |      |      |      |        |
| 03S | 05E | 7   |      |      |      |      | 40.0 | 46.0 | 45.0 | 40.0 | 40.0 |      |      | 40.0 |      | 40.0 | 40.0 |      | 331.0  |
|     |     |     |      |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |        |
| 03S | 05E | 18  |      |      |      |      | 40.0 | 45.0 | 45.0 | 40.0 |      |      |      |      |      |      |      |      | 170.0  |
|     |     |     |      |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |        |

Right Acre Limit: 320.0

POU Total Acres: 6654.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 320 acres within the place of use described above in a single irrigation season.
2. The following water rights when combined for all authorized uses shall not exceed a total diversion rate of 74.74 cfs, a total annual maximum diversion volume of 19,943 af, and the irrigation of 4692.8 acres. 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.
3. The total instantaneous diversion of water from all points of diversion within the Cinder Cone Butte Critical Groundwater Area as designated on May 7, 1981 under rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081 shall not exceed 73.04 cfs, nor a total combined annual volume of 19,359 af.
4. The total instantaneous diversion of water under the rights listed below shall not exceed 59 cfs, nor a total combined annual volume of 15,670 af from all points of diversion within the area designated as tributary to the Milner to Swan Falls reach of the Snake River. See IDAPA 37.03.08.030. Right numbers 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.
5. To the extent necessary for administration between points of diversion for ground water, and between points of diversion for ground water and hydraulically connected surface sources, this right retains its original priority for well locations authorized under this right as identified in the Decree dated 03/03/2003.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.

Transfer No. 81560

**WATER RIGHT NO. 61-12017**

**As Modified by Transfer No. 81560**

**CONDITIONS OF APPROVAL**

7. Rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7265, 61-7306B, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080 and 61-12081 are limited to the irrigation of a specific 4,692.8 acres within the 6,654.0 acre place of use authorized by this right in a single irrigation season. The specific 4,692.8 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 4,692.8 acres to be irrigated within the 6,654.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
8. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 161.
9. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
10. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
11. This right does not grant any right-of-way or easement across the land of another.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

**WATER RIGHT NO. 61-7206C****As Modified by Transfer No. 81560**

In accordance with the approval of Transfer No. 81560, Water Right No. 61-7206C is now described as follows:

**Right Holder:** FRANK TIEGS LLC  
PO BOX 3110  
PASCO, WA 99302

**Priority Date:** 11/8/1974

**Source:** GROUND WATER

| <b><u>BENEFICIAL USE</u></b> | <b><u>From</u></b> | <b><u>To</u></b> | <b><u>Diversion Rate</u></b> | <b><u>Diversion Volume</u></b> |
|------------------------------|--------------------|------------------|------------------------------|--------------------------------|
| IRRIGATION                   | 03/15              | to 11/15         | 0.800 cfs                    | 180.0 af                       |
|                              |                    |                  | 0.800 cfs                    | 180.0 af                       |

**LOCATION OF POINT(S) OF DIVERSION**

|              |           |                        |               |
|--------------|-----------|------------------------|---------------|
| GROUND WATER | SESE      | Sec 20 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | SWSW      | Sec 22 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SESE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWNE      | Sec 28 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | NENE      | Sec 34 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SENE      | Sec 35 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | NWNW      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | NWSE      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L1 (NENE) | Sec 2 Twp 03S Rge 04E  | ELMORE County |
| GROUND WATER | L4 (NWNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | L5 (SNNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |       | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|-------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE    |        |
| 02S | 04E | 20  | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      | 40.0 |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0  | 360.0  |
| 02S | 04E | 22  |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |       | 320.0  |
| 02S | 04E | 25  |      |      |      |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |       | 160.0  |
| 02S | 04E | 26  |      | 40.0 |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      |       | 200.0  |
| 02S | 04E | 27  |      |      | 40.0 | 40.0 |      |      | 40.0 | 40.0 | 40.0 |      |      | 39.0 | 40.0 | 40.0 | 40.0 | 40.0  | 399.0  |
| 02S | 04E | 28  | 40   | 40   | 40   | 40   |      |      |      |      |      |      |      |      | 40   | 40   | 40   | 40    | 320    |
| 02S | 04E | 34  | 40   | 40   | 40   | 40   | 39   |      |      | 39   |      |      |      |      |      |      |      |       | 238    |
| 02S | 04E | 35  | 40.0 | 39.0 | 39.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0  | 638.0  |
| 02S | 04E | 36  | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      | 40   | 39   | 39   | 40    | 478    |
| 02S | 05E | 19  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |       | 320    |
| 02S | 05E | 29  |      |      |      |      |      |      |      |      | 40   | 29   |      |      |      |      |      |       | 69     |
| 02S | 05E | 30  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40    | 480    |
| 02S | 05E | 31  | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 41.0 | 40.0 | 40.0 | 42.0 | 43.0 | 646.0 |        |
| 02S | 05E | 32  |      |      |      |      |      | 38   | 39   |      |      |      | L 4  | L 3  |      |      | L 2  | L 1   | 77     |

Transfer No. 81560

**WATER RIGHT NO. 61-7206C****As Modified by Transfer No. 81560****PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 03S | 04E | 1   | 61.0 | 45.0 |      | 53.0 |      |      |      |      | 40.0 | 39.0 | 39.0 | 40.0 |      |      |      |      | 317.0  |
|     |     |     | L 1  | L 2  |      | L 5  |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 2   | 46.0 | 44.0 | 39.0 | 40.0 |      |      |      |      |      |      |      |      |      |      |      |      | 169.0  |
|     |     |     | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 13  | 54.0 |      | 39.0 | 54.0 |      |      |      |      |      |      |      |      | 54.0 |      | 38.0 | 54.0 | 293.0  |
|     |     |     | L 1  |      |      | L 2  |      |      |      |      |      |      |      |      | L 3  |      |      | L 4  |        |
| 03S | 05E | 6   | 39.0 | 40.0 | 41.0 | 41.0 | 39.0 | 45.0 | 46.0 | 41.0 | 41.0 | 46.0 | 46.0 | 40.0 | 41.0 | 41.0 | 41.0 | 41.0 | 669.0  |
|     |     |     | L 1  | L 2  |      |      | L 3  | L 4  | L 5  |      |      | L 6  | L 7  |      |      |      |      |      |        |
| 03S | 05E | 7   |      |      |      |      | 40.0 | 46.0 | 45.0 | 40.0 | 40.0 |      |      | 40.0 |      | 40.0 | 40.0 |      | 331.0  |
|     |     |     |      |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |        |
| 03S | 05E | 18  |      |      |      |      | 40.0 | 45.0 | 45.0 | 40.0 |      |      |      |      |      |      |      |      | 170.0  |
|     |     |     |      |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |        |

Right Acre Limit: 40.0  
 POU Total Acres: 6654.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 40 acres within the place of use described above in a single irrigation season.
2. The following water rights when combined for all authorized uses shall not exceed a total diversion rate of 74.74 cfs., a total annual maximum diversion volume of 19,943 af, and the irrigation of 4692.8 acres. 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.
3. The total instantaneous diversion of water from all points of diversion within the Cinder Cone Butte Critical Groundwater Area as designated on May 7, 1981 under rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081 shall not exceed 73.04 cfs, nor a total combined annual volume of 19,359 af.
4. The total instantaneous diversion of water under the rights listed below shall not exceed 59 cfs, nor a total combined annual volume of 15,670 af from all points of diversion within the area designated as tributary to the Milner to Swan Falls reach of the Snake River. See IDAPA 37.03.08.030. Right numbers 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.
5. To the extent necessary for administration between points of diversion for ground water, and between points of diversion for ground water and hydraulically connected surface sources, this right retains its original priority for well locations authorized under this right as identified in the Decree dated 03/04/2003.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.

Transfer No. 81560

**WATER RIGHT NO. 61-7206C**

**As Modified by Transfer No. 81560**

**CONDITIONS OF APPROVAL**

7. Rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7265, 61-7306B, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080 and 61-12081 are limited to the irrigation of a specific 4,692.8 acres within the 6,654.0 acre place of use authorized by this right in a single irrigation season. The specific 4,692.8 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 4,692.8 acres to be irrigated within the 6,654.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
8. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 161.
9. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
10. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
11. This right does not grant any right-of-way or easement across the land of another.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

**WATER RIGHT NO. 61-7330****As Modified by Transfer No. 81560**

In accordance with the approval of Transfer No. 81560, Water Right No. 61-7330 is now described as follows:

**Right Holder:** FRANK TIEGS LLC  
PO BOX 3350  
PASCO, WA 99302-3350

**Priority Date:** 5/24/1977

**Source:** GROUND WATER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Diversion Volume</u> |
|-----------------------|-------------|-----------|-----------------------|-------------------------|
| IRRIGATION            | 03/15       | to 11/15  | 2.640 cfs             | 720.0 af                |
|                       |             |           | 2.640 cfs             | 720.0 af                |

**LOCATION OF POINT(S) OF DIVERSION**

|              |           |                        |               |
|--------------|-----------|------------------------|---------------|
| GROUND WATER | SESE      | Sec 20 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | SWSW      | Sec 22 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SESE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWNE      | Sec 28 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | NENE      | Sec 34 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SENE      | Sec 35 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | NWNW      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | NWSE      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L1 (NENE) | Sec 2 Twp 03S Rge 04E  | ELMORE County |
| GROUND WATER | L4 (NWNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | L5 (SWNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 02S | 04E | 20  | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      | 40.0 |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 | 360.0  |
| 02S | 04E | 22  |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      | 320.0  |
| 02S | 04E | 25  |      |      |      |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      | 160.0  |
| 02S | 04E | 26  |      | 40.0 |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      |      | 200.0  |
| 02S | 04E | 27  |      |      | 40.0 | 40.0 |      |      | 40.0 | 40.0 | 40.0 |      |      | 39.0 | 40.0 | 40.0 | 40.0 | 40.0 | 399.0  |
| 02S | 04E | 28  | 40   | 40   | 40   | 40   |      |      |      |      |      |      |      |      | 40   | 40   | 40   | 40   | 320    |
| 02S | 04E | 34  | 40   | 40   | 40   | 40   | 39   |      |      | 39   |      |      |      |      |      |      |      |      | 238    |
| 02S | 04E | 35  | 40.0 | 39.0 | 39.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 638.0  |
| 02S | 04E | 36  | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      | 40   | 39   | 39   | 40   | 478    |
| 02S | 05E | 19  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      | 320    |
| 02S | 05E | 29  |      |      |      |      |      |      |      |      |      | 40   | 29   |      |      |      |      |      | 69     |
| 02S | 05E | 30  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 480    |
| 02S | 05E | 31  | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 41.0 | 40.0 | 40.0 | 42.0 | 43.0 | 646.0  |
|     |     |     |      |      |      |      |      |      |      |      |      | L 4  | L 3  |      |      |      | L 2  | L 1  |        |
| 02S | 05E | 32  |      |      |      |      | 38   | 39   |      |      |      |      |      |      |      |      |      |      | 77     |

Transfer No. 81560



**WATER RIGHT NO. 61-7330**  
**As Modified by Transfer No. 81560**

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 03S | 04E | 1   | 61.0 | 45.0 |      | 53.0 |      |      |      |      | 40.0 | 39.0 | 39.0 | 40.0 |      |      |      |      | 317.0  |
|     |     |     | L 1  | L 2  |      | L 5  |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 2   | 46.0 | 44.0 | 39.0 | 40.0 |      |      |      |      |      |      |      |      |      |      |      |      | 169.0  |
|     |     |     | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 13  | 54.0 |      | 39.0 | 54.0 |      |      |      |      |      |      |      |      | 54.0 |      | 38.0 | 54.0 | 293.0  |
|     |     |     | L 1  |      |      | L 2  |      |      |      |      |      |      |      |      | L 3  |      |      | L 4  |        |
| 03S | 05E | 6   | 39.0 | 40.0 | 41.0 | 41.0 | 39.0 | 45.0 | 46.0 | 41.0 | 41.0 | 46.0 | 46.0 | 40.0 | 41.0 | 41.0 | 41.0 | 41.0 | 669.0  |
|     |     |     | L 1  | L 2  |      |      | L 3  | L 4  | L 5  |      |      | L 6  | L 7  |      |      |      |      |      |        |
| 03S | 05E | 7   |      |      |      |      | 40.0 | 46.0 | 45.0 | 40.0 | 40.0 |      |      | 40.0 |      | 40.0 | 40.0 |      | 331.0  |
|     |     |     |      |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |        |
| 03S | 05E | 18  |      |      |      |      | 40.0 | 45.0 | 45.0 | 40.0 |      |      |      |      |      |      |      |      | 170.0  |
|     |     |     |      |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |        |

Right Acre Limit: 160.0  
POU Total Acres: 6654.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 160 acres within the place of use described above in a single irrigation season.
2. The following water rights when combined for all authorized uses shall not exceed a total diversion rate of 74.74 cfs, a total annual maximum diversion volume of 19,943 af, and the irrigation of 4692.8 acres. 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.
3. The total instantaneous diversion of water from all points of diversion within the Cinder Cone Butte Critical Groundwater Area as designated on May 7, 1981 under rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081 shall not exceed 73.04 cfs, nor a total combined annual volume of 19,359 af.
4. The total instantaneous diversion of water under the rights listed below shall not exceed 59 cfs, nor a total combined annual volume of 15,670 af from all points of diversion within the area designated as tributary to the Milner to Swan Falls reach of the Snake River. See IDAPA 37.03.08.030. Right numbers 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.
5. To the extent necessary for administration between points of diversion for ground water, and between points of diversion for ground water and hydraulically connected surface sources, this right retains its original priority for well locations authorized under this right as identified in the Decree dated 01/29/2004.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.

Transfer No. 81560

**WATER RIGHT NO. 61-7330**

**As Modified by Transfer No. 81560**

**CONDITIONS OF APPROVAL**

7. Rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7265, 61-7306B, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080 and 61-12081 are limited to the irrigation of a specific 4,692.8 acres within the 6,654.0 acre place of use authorized by this right in a single irrigation season. The specific 4,692.8 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 4,692.8 acres to be irrigated within the 6,654.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
8. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 161.
9. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
10. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
11. This right does not grant any right-of-way or easement across the land of another.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

**WATER RIGHT NO. 61-7265****As Modified by Transfer No. 81560**

In accordance with the approval of Transfer No. 81560, Water Right No. 61-7265 is now described as follows:

**Right Holder:** FRANK TIEGS LLC  
PO BOX 3110  
PASCO, WA 99302

**Priority Date:** 4/12/1976

**Source:** GROUND WATER

| <b><u>BENEFICIAL USE</u></b> | <b><u>From</u></b> | <b><u>To</u></b> | <b><u>Diversion Rate</u></b> | <b><u>Diversion Volume</u></b> |
|------------------------------|--------------------|------------------|------------------------------|--------------------------------|
| IRRIGATION                   | 04/01              | to 10/31         | 0.720 cfs                    | 351.3 af                       |
|                              |                    |                  | 0.720 cfs                    | 351.3 af                       |

**LOCATION OF POINT(S) OF DIVERSION**

|              |           |                        |               |
|--------------|-----------|------------------------|---------------|
| GROUND WATER | SESE      | Sec 20 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | SWSW      | Sec 22 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SESE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWNE      | Sec 28 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | NENE      | Sec 34 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SENE      | Sec 35 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | NWNW      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | NWSE      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L1 (NENE) | Sec 2 Twp 03S Rge 04E  | ELMORE County |
| GROUND WATER | L4 (NWNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | L5 (SNNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 02S | 04E | 20  | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      | 40.0 |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 | 360.0  |
| 02S | 04E | 22  |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      | 320.0  |
| 02S | 04E | 25  |      |      |      |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      | 160.0  |
| 02S | 04E | 26  |      | 40.0 |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      |      | 200.0  |
| 02S | 04E | 27  |      |      | 40.0 | 40.0 |      |      | 40.0 | 40.0 | 40.0 |      |      | 39.0 | 40.0 | 40.0 | 40.0 | 40.0 | 399.0  |
| 02S | 04E | 28  | 40   | 40   | 40   | 40   |      |      |      |      |      |      |      |      | 40   | 40   | 40   | 40   | 320    |
| 02S | 04E | 34  | 40   | 40   | 40   | 40   | 39   |      |      | 39   |      |      |      |      |      |      |      |      | 238    |
| 02S | 04E | 35  | 40.0 | 39.0 | 39.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 638.0  |
| 02S | 04E | 36  | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      | 40   | 39   | 39   | 40   | 478    |
| 02S | 05E | 19  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      | 320    |
| 02S | 05E | 29  |      |      |      |      |      |      |      |      | 40   | 29   |      |      |      |      |      |      | 69     |
| 02S | 05E | 30  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 480    |
| 02S | 05E | 31  | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 42.0 | 43.0 | 646.0  |
|     |     |     |      |      |      |      |      |      |      |      |      | L 4  | L 3  |      |      |      | L 2  | L 1  |        |
| 02S | 05E | 32  |      |      |      |      |      | 38   | 39   |      |      |      |      |      |      |      |      |      | 77     |

Transfer No. 81560

**WATER RIGHT NO. 61-7265**  
**As Modified by Transfer No. 81560**

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 03S | 04E | 1   | 61.0 | 45.0 |      | 53.0 |      |      |      |      | 40.0 | 39.0 | 39.0 | 40.0 |      |      |      |      | 317.0  |
|     |     |     | L 1  | L 2  |      | L 5  |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 2   | 46.0 | 44.0 | 39.0 | 40.0 |      |      |      |      |      |      |      |      |      |      |      |      | 169.0  |
|     |     |     | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 13  | 54.0 |      | 39.0 | 54.0 |      |      |      |      |      |      |      |      | 54.0 |      | 38.0 | 54.0 | 293.0  |
|     |     |     | L 1  |      |      | L 2  |      |      |      |      |      |      |      |      | L 3  |      |      | L 4  |        |
| 03S | 05E | 6   | 39.0 | 40.0 | 41.0 | 41.0 | 39.0 | 45.0 | 46.0 | 41.0 | 41.0 | 46.0 | 46.0 | 40.0 | 41.0 | 41.0 | 41.0 | 41.0 | 669.0  |
|     |     |     | L 1  | L 2  |      |      |      | L 3  | L 4  | L 5  |      |      | L 6  | L 7  |      |      |      |      |        |
| 03S | 05E | 7   |      |      |      |      | 40.0 | 46.0 | 45.0 | 40.0 | 40.0 |      |      | 40.0 |      | 40.0 | 40.0 |      | 331.0  |
|     |     |     |      |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |        |
| 03S | 05E | 18  |      |      |      |      | 40.0 | 45.0 | 45.0 | 40.0 |      |      |      |      |      |      |      |      | 170.0  |
|     |     |     |      |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |        |

Right Acre Limit: 87.8

POU Total Acres: 6654.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 87.8 acres within the place of use described above in a single irrigation season.
2. The following water rights when combined for all authorized uses shall not exceed a total diversion rate of 74.74 cfs, a total annual maximum diversion volume of 19,943 af, and the irrigation of 4692.8 acres. 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.
3. The total instantaneous diversion of water from all points of diversion within the Cinder Cone Butte Critical Groundwater Area as designated on May 7, 1981 under rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081 shall not exceed 73.04 cfs, nor a total combined annual volume of 19,359 af.
4. The total instantaneous diversion of water under the rights listed below shall not exceed 59 cfs, nor a total combined annual volume of 15,670 af from all points of diversion within the area designated as tributary to the Milner to Swan Falls reach of the Snake River. See IDAPA 37.03.08.030. Right numbers 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.
5. To the extent necessary for administration between points of diversion for ground water, and between points of diversion for ground water and hydraulically connected surface sources, this right retains its original priority for well locations authorized under this right as identified in the Decree dated 04/12/2001.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.

Transfer No. 81560

**WATER RIGHT NO. 61-7265**  
**As Modified by Transfer No. 81560**

**CONDITIONS OF APPROVAL**

7. Rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7265, 61-7306B, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080 and 61-12081 are limited to the irrigation of a specific 4,692.8 acres within the 6,654.0 acre place of use authorized by this right in a single irrigation season. The specific 4,692.8 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 4,692.8 acres to be irrigated within the 6,654.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
8. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 161.
9. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
10. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 4/12/2001.
11. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
12. This right does not grant any right-of-way or easement across the land of another.
13. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
14. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
15. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

**WATER RIGHT NO. 61-12079****As Modified by Transfer No. 81560**

In accordance with the approval of Transfer No. 81560, Water Right No. 61-12079 is now described as follows:

**Right Holder:** FRANK TIEGS LLC  
PO BOX 3110  
PASCO, WA 99302

**Priority Date:** 12/8/1980

**Source:** GROUND WATER

| <b><u>BENEFICIAL USE</u></b> | <b><u>From</u></b> | <b><u>To</u></b> | <b><u>Diversion Rate</u></b> | <b><u>Diversion Volume</u></b> |
|------------------------------|--------------------|------------------|------------------------------|--------------------------------|
| IRRIGATION                   | 04/01              | to 10/31         | 0.920 cfs                    | 252.0 af                       |
|                              |                    |                  | 0.920 cfs                    | 252.0 af                       |

**LOCATION OF POINT(S) OF DIVERSION**

|              |           |                        |               |
|--------------|-----------|------------------------|---------------|
| GROUND WATER | SESE      | Sec 20 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | SWSW      | Sec 22 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SESE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWNE      | Sec 28 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | NENE      | Sec 34 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SENE      | Sec 35 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | NWNW      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | NWSE      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L1 (NENE) | Sec 2 Twp 03S Rge 04E  | ELMORE County |
| GROUND WATER | L4 (NWNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | L5 (SWNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 02S | 04E | 20  | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      | 40.0 |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 | 360.0  |
| 02S | 04E | 22  |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      | 320.0  |
| 02S | 04E | 25  |      |      |      |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      | 160.0  |
| 02S | 04E | 26  |      | 40.0 |      |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      | 200.0  |
| 02S | 04E | 27  |      |      | 40.0 | 40.0 |      |      | 40.0 | 40.0 | 40.0 |      |      | 39.0 | 40.0 | 40.0 | 40.0 | 40.0 | 399.0  |
| 02S | 04E | 28  | 40   | 40   | 40   | 40   |      |      |      |      |      |      |      |      | 40   | 40   | 40   | 40   | 320    |
| 02S | 04E | 34  | 40   | 40   | 40   | 40   | 39   |      |      | 39   |      |      |      |      |      |      |      |      | 238    |
| 02S | 04E | 35  | 40.0 | 39.0 | 39.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 638.0  |
| 02S | 04E | 36  | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      | 40   | 39   | 39   | 40   | 478    |
| 02S | 05E | 19  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      | 320    |
| 02S | 05E | 29  |      |      |      |      |      |      |      |      | 40   | 29   |      |      |      |      |      |      | 69     |
| 02S | 05E | 30  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 480    |
| 02S | 05E | 31  | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 41.0 | 40.0 | 40.0 | 40.0 | 42.0 | 43.0 | 646.0  |
| 02S | 05E | 32  |      |      |      |      |      | 38   | 39   |      |      |      | L 4  | L 3  |      |      | L 2  | L 1  | 77     |

Transfer No. 81560

**WATER RIGHT NO. 61-12079****As Modified by Transfer No. 81560****PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 03S | 04E | 1   | 61.0 | 45.0 |      | 53.0 |      |      |      |      | 40.0 | 39.0 | 39.0 | 40.0 |      |      |      |      | 317.0  |
|     |     |     | L 1  | L 2  |      | L 5  |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 2   | 46.0 | 44.0 | 39.0 | 40.0 |      |      |      |      |      |      |      |      |      |      |      |      | 169.0  |
|     |     |     | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 13  | 54.0 |      | 39.0 | 54.0 |      |      |      |      |      |      |      |      | 54.0 |      | 38.0 | 54.0 | 293.0  |
|     |     |     | L 1  |      |      | L 2  |      |      |      |      |      |      |      |      | L 3  |      |      | L 4  |        |
| 03S | 05E | 6   | 39.0 | 40.0 | 41.0 | 41.0 | 39.0 | 45.0 | 46.0 | 41.0 | 41.0 | 46.0 | 46.0 | 40.0 | 41.0 | 41.0 | 41.0 | 41.0 | 669.0  |
|     |     |     | L 1  | L 2  |      |      | L 3  | L 4  | L 5  |      |      | L 6  | L 7  |      |      |      |      |      |        |
| 03S | 05E | 7   |      |      |      |      | 40.0 | 46.0 | 45.0 | 40.0 | 40.0 |      |      | 40.0 |      | 40.0 | 40.0 |      | 331.0  |
|     |     |     |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 05E | 18  |      |      |      |      | 40.0 | 45.0 | 45.0 | 40.0 |      |      |      |      |      |      |      |      | 170.0  |
|     |     |     |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |        |

Right Acre Limit: 63.0

POU Total Acres: 6654.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 63.0 acres within the place of use described above in a single irrigation season.
2. The following water rights when combined for all authorized uses shall not exceed a total diversion rate of 74.74 cfs, a total annual maximum diversion volume of 19,943 af, and the irrigation of 4692.8 acres. 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.
3. The total instantaneous diversion of water from all points of diversion within the Cinder Cone Butte Critical Groundwater Area as designated on May 7, 1981 under rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081 shall not exceed 73.04 cfs, nor a total combined annual volume of 19,359 af.
4. The total instantaneous diversion of water under the rights listed below shall not exceed 59 cfs, nor a total combined annual volume of

15,670 af from all points of diversion within the area designated as tributary to the Milner to Swan Falls reach of the Snake River. See

IDAPA 37.03.08.030. Right numbers 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263,

61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.

**WATER RIGHT NO. 61-12079**

**As Modified by Transfer No. 81560**

**CONDITIONS OF APPROVAL**

5. To the extent necessary for administration between points of diversion for ground water, and between points of diversion for ground water and hydraulically connected surface sources, this right retains its original priority for well locations authorized under this right as identified in Transfer 72660 dated 06/19/2006.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
7. Rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7265, 61-7306B, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080 and 61-12081 are limited to the irrigation of a specific 4,692.8 acres within the 6,654.0 acre place of use authorized by this right in a single irrigation season. The specific 4,692.8 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 4,692.8 acres to be irrigated within the 6,654.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
8. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 161.
9. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
10. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 6/19/2006.
11. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
12. This right does not grant any right-of-way or easement across the land of another.
13. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
14. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
15. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.



# **WATER RIGHT NO. 61-12080** **As Modified by Transfer No. 81560**

In accordance with the approval of Transfer No. 81560, Water Right No. 61-12080 is now described as follows:

**Right Holder:** FRANK TIEGS LLC  
 PO BOX 3110  
 PASCO, WA 99302

**Priority Date:** 9/6/1974

**Source:** GROUND WATER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Diversion Volume</u> |
|-----------------------|-------------|-----------|-----------------------|-------------------------|
| IRRIGATION            | 04/01       | to 10/31  | 11.390 cfs            | 2281.2 af               |
|                       |             |           | 11.390 cfs            | 2281.2 af               |

## **LOCATION OF POINT(S) OF DIVERSION**

|              |           |                        |               |
|--------------|-----------|------------------------|---------------|
| GROUND WATER | SESE      | Sec 20 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | SWSW      | Sec 22 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SESE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWNE      | Sec 28 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | NENE      | Sec 34 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SENE      | Sec 35 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | NWNW      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | NWSE      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L1 (NENE) | Sec 2 Twp 03S Rge 04E  | ELMORE County |
| GROUND WATER | L4 (NWNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | L5 (SWNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |

## **PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 02S | 04E | 20  | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      | 40.0 |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 | 360.0  |
| 02S | 04E | 22  |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      | 320.0  |
| 02S | 04E | 25  |      |      |      |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      | 160.0  |
| 02S | 04E | 26  |      | 40.0 |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      |      | 200.0  |
| 02S | 04E | 27  |      |      | 40.0 | 40.0 |      |      | 40.0 | 40.0 | 40.0 |      |      | 39.0 | 40.0 | 40.0 | 40.0 | 40.0 | 399.0  |
| 02S | 04E | 28  | 40   | 40   | 40   | 40   |      |      |      |      |      |      |      |      | 40   | 40   | 40   | 40   | 320    |
| 02S | 04E | 34  | 40   | 40   | 40   | 40   | 39   |      |      | 39   |      |      |      |      |      |      |      |      | 238    |
| 02S | 04E | 35  | 40.0 | 39.0 | 39.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 638.0  |
| 02S | 04E | 36  | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      | 40   | 39   | 39   | 40   | 478    |
| 02S | 05E | 19  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      | 320    |
| 02S | 05E | 29  |      |      |      |      |      |      |      |      |      | 40   | 29   |      |      |      |      |      | 69     |
| 02S | 05E | 30  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 480    |
| 02S | 05E | 31  | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 41.0 | 40.0 | 40.0 | 40.0 | 42.0 | 43.0 | 646.0  |
|     |     |     |      |      |      |      |      |      |      |      |      | L 4  | L 3  |      |      |      | L 2  | L 1  |        |
| 02S | 05E | 32  |      |      |      |      |      | 38   | 39   |      |      |      |      |      |      |      |      |      | 77     |

Transfer No. 81560

**WATER RIGHT NO. 61-12080**  
**As Modified by Transfer No. 81560**

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 03S | 04E | 1   | 61.0 | 45.0 |      | 53.0 |      |      |      |      | 40.0 | 39.0 | 39.0 | 40.0 |      |      |      |      | 317.0  |
|     |     |     | L 1  | L 2  |      | L 5  |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 2   | 46.0 | 44.0 | 39.0 | 40.0 |      |      |      |      |      |      |      |      |      |      |      |      | 169.0  |
|     |     |     | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 13  | 54.0 |      | 39.0 | 54.0 |      |      |      |      |      |      |      |      | 54.0 |      | 38.0 | 54.0 | 293.0  |
|     |     |     | L 1  |      |      | L 2  |      |      |      |      |      |      |      |      | L 3  |      |      | L 4  |        |
| 03S | 05E | 6   | 39.0 | 40.0 | 41.0 | 41.0 | 39.0 | 45.0 | 46.0 | 41.0 | 41.0 | 46.0 | 46.0 | 40.0 | 41.0 | 41.0 | 41.0 | 41.0 | 669.0  |
|     |     |     | L 1  | L 2  |      |      | L 3  | L 4  | L 5  |      |      | L 6  | L 7  |      |      |      |      |      |        |
| 03S | 05E | 7   |      |      |      |      | 40.0 | 46.0 | 45.0 | 40.0 | 40.0 |      |      | 40.0 |      | 40.0 | 40.0 |      | 331.0  |
|     |     |     |      |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |        |
| 03S | 05E | 18  |      |      |      |      | 40.0 | 45.0 | 45.0 | 40.0 |      |      |      |      |      |      |      |      | 170.0  |
|     |     |     |      |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |        |

Right Acre Limit: 570.3  
POU Total Acres: 6654.0

**CONDITIONS OF APPROVAL**

- This right is limited to the irrigation of 570.3 acres within the place of use described above in a single irrigation season.
- Rights 61-7210, 61-12013 and 61-12080 when combined shall not exceed a total diversion rate of 15.74 cfs.
- The following water rights when combined for all authorized uses shall not exceed a total diversion rate of 74.74 cfs, a total annual maximum diversion volume of 19,943 af, and the irrigation of 4692.8 acres. 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.
- The total instantaneous diversion of water from all points of diversion within the Cinder Cone Butte Critical Groundwater Area as designated on May 7, 1981 under rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081 shall not exceed 73.04 cfs, nor a total combined annual volume of 19,359 af.

**WATER RIGHT NO. 61-12080**  
**As Modified by Transfer No. 81560**

**CONDITIONS OF APPROVAL**

5. The total instantaneous diversion of water under the rights listed below shall not exceed 59 cfs, nor a total combined annual volume of  
  
15,670 af from all points of diversion within the area designated as tributary to the Milner to Swan Falls reach of the Snake River. See  
  
IDAPA 37.03.08.030. Right numbers 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263,  
  
61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.
6. To the extent necessary for administration between points of diversion for ground water, and between points of diversion for ground water and hydraulically connected surface sources, this right retains its original priority for well locations authorized under this right as identified in Transfer 72660 dated 06/19/2006.
7. Rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7265, 61-7306B, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080 and 61-12081 are limited to the irrigation of a specific 4,692.8 acres within the 6,654.0 acre place of use authorized by this right in a single irrigation season. The specific 4,692.8 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 4,692.8 acres to be irrigated within the 6,654.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
9. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
10. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 10/25/2004.
11. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 161.
12. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
13. This right does not grant any right-of-way or easement across the land of another.

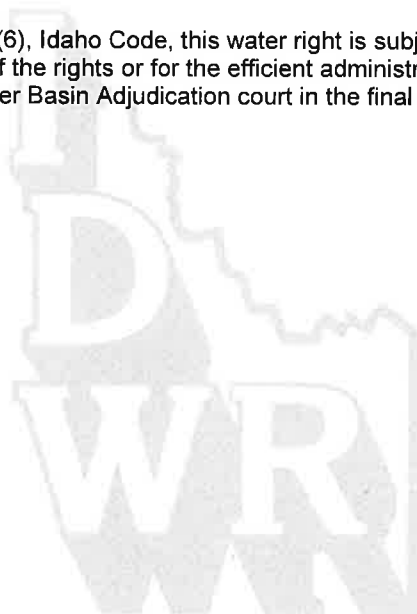
Transfer No. 81560

**WATER RIGHT NO. 61-12080**

**As Modified by Transfer No. 81560**

**CONDITIONS OF APPROVAL**

14. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.



**WATER RIGHT NO. 61-7321****As Modified by Transfer No. 81560**

In accordance with the approval of Transfer No. 81560, Water Right No. 61-7321 is now described as follows:

**Right Holder:** FRANK TIEGS LLC  
PO BOX 3110  
PASCO, WA 99302

**Priority Date:** 4/4/1977

**Source:** GROUND WATER

| <b>BENEFICIAL USE</b> | <b>From</b> | <b>To</b> | <b>Diversion Rate</b> | <b>Diversion Volume</b> |
|-----------------------|-------------|-----------|-----------------------|-------------------------|
| IRRIGATION            | 4/01        | to 10/31  | 1.800 cfs             | 2812.5 af               |
|                       |             |           | 1.800 cfs             | 2812.5 af               |

**LOCATION OF POINT(S) OF DIVERSION**

|              |           |                        |               |
|--------------|-----------|------------------------|---------------|
| GROUND WATER | SESE      | Sec 20 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | SWSW      | Sec 22 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SESE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWNE      | Sec 28 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | NENE      | Sec 34 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SENE      | Sec 35 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | NWNW      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | NWSE      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L1 (NENE) | Sec 2 Twp 03S Rge 04E  | ELMORE County |
| GROUND WATER | L4 (NWNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | L5 (SNNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |       | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|-------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE    |        |
| 02S | 04E | 20  | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      | 40.0 |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0  | 360.0  |
| 02S | 04E | 22  |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |       | 320.0  |
| 02S | 04E | 25  |      |      |      |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |       | 160.0  |
| 02S | 04E | 26  |      | 40.0 |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      |       | 200.0  |
| 02S | 04E | 27  |      |      | 40.0 | 40.0 |      |      | 40.0 | 40.0 | 40.0 |      |      | 39.0 | 40.0 | 40.0 | 40.0 | 40.0  | 399.0  |
| 02S | 04E | 28  | 40   | 40   | 40   | 40   |      |      |      |      |      |      |      |      | 40   | 40   | 40   | 40    | 320    |
| 02S | 04E | 34  | 40   | 40   | 40   | 40   | 39   |      |      | 39   |      |      |      |      |      |      |      |       | 238    |
| 02S | 04E | 35  | 40.0 | 39.0 | 39.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0  | 638.0  |
| 02S | 04E | 36  | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      | 40   | 39   | 39   | 40    | 478    |
| 02S | 05E | 19  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |       | 320    |
| 02S | 05E | 29  |      |      |      |      |      |      |      |      |      | 40   | 29   |      |      |      |      |       | 69     |
| 02S | 05E | 30  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40    | 480    |
| 02S | 05E | 31  | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 41.0 | 40.0 | 40.0 | 42.0 | 43.0 | 646.0 |        |
| 02S | 05E | 32  |      |      |      |      |      | 38   | 39   |      |      |      | L 4  | L 3  |      |      | L 2  | L 1   | 77     |

Transfer No. 81560

**WATER RIGHT NO. 61-7321**  
**As Modified by Transfer No. 81560**

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 03S | 04E | 1   | 61.0 | 45.0 |      | 53.0 |      |      |      |      | 40.0 | 39.0 | 39.0 | 40.0 |      |      |      |      | 317.0  |
|     |     |     | L 1  | L 2  |      | L 5  |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 2   | 46.0 | 44.0 | 39.0 | 40.0 |      |      |      |      |      |      |      |      |      |      |      |      | 169.0  |
|     |     |     | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 13  | 54.0 |      | 39.0 | 54.0 |      |      |      |      |      |      |      |      | 54.0 |      | 38.0 | 54.0 | 293.0  |
|     |     |     | L 1  |      |      | L 2  |      |      |      |      |      |      |      |      | L 3  |      |      | L 4  |        |
| 03S | 05E | 6   | 39.0 | 40.0 | 41.0 | 41.0 | 39.0 | 45.0 | 46.0 | 41.0 | 41.0 | 46.0 | 46.0 | 40.0 | 41.0 | 41.0 | 41.0 | 41.0 | 669.0  |
|     |     |     | L 1  | L 2  |      |      | L 3  | L 4  | L 5  |      |      | L 6  | L 7  |      |      |      |      |      |        |
| 03S | 05E | 7   |      |      |      |      | 40.0 | 46.0 | 45.0 | 40.0 | 40.0 |      |      | 40.0 |      | 40.0 | 40.0 |      | 331.0  |
|     |     |     |      |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |        |
| 03S | 05E | 18  |      |      |      |      | 40.0 | 45.0 | 45.0 | 40.0 |      |      |      |      |      |      |      |      | 170.0  |
|     |     |     |      |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |        |

Right Acre Limit: 625.0  
POU Total Acres: 6654.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 625 acres within the authorized place of use in a single irrigation season.
2. Rights 61-7197 and 61-7321 when combined shall not exceed a total combined annual diversion volume of 2812.5 af and the irrigation of 625 acres.
3. Rights 61-7197, 61-7239 and 61-7321 when combined shall not exceed a total annual maximum diversion volume of 3532.5 af and the irrigation of 785 acres.
4. Rights 61-7197, 61-7239, 61-7321, and 61-7442 when combined shall not exceed a total diversion rate of 14.70 cfs.
5. The following water rights when combined for all authorized uses shall not exceed a total diversion rate of 74.74 cfs, a total annual maximum diversion volume of 19,943 af, and the irrigation of 4692.8 acres. 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.
6. The total instantaneous diversion of water under the rights listed below shall not exceed 59 cfs, nor a total combined annual volume of 15,670 af from all points of diversion within the area designated as tributary to the Milner to Swan Falls reach of the Snake River. See IDAPA 37.03.08.030. Right numbers 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.
7. The total instantaneous diversion of water from all points of diversion within the Cinder Cone Butte Critical Groundwater Area as designated on May 7, 1981 under rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081 shall not exceed 73.04 cfs, nor a total combined annual volume of 19,359 af.

Transfer No. 81560

**WATER RIGHT NO. 61-7321**

**As Modified by Transfer No. 81560**

**CONDITIONS OF APPROVAL**

8. To the extent necessary for administration between points of diversion for ground water, and between points of diversion for ground water and hydraulically connected surface sources, this right retains its original priority for well locations authorized under this right as identified in the Decree dated 10/26/2000.
9. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
10. Rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7265, 61-7306B, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080 and 61-12081 are limited to the irrigation of a specific 4,692.8 acres within the 6,654.0 acre place of use authorized by this right in a single irrigation season. The specific 4,692.8 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 4,692.8 acres to be irrigated within the 6,654.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
11. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
12. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 161.
13. The use of water for irrigation under this right may begin as early as 3/15 and may continue to as late as 11/15, provided other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 10/26/2000.
14. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

# WATER RIGHT NO. 61-12081

## As Modified by Transfer No. 81560

In accordance with the approval of Transfer No. 81560, Water Right No. 61-12081 is now described as follows:

**Right Holder:** FRANK TIEGS LLC  
PO BOX 3110  
PASCO, WA 99302

**Priority Date:** 9/6/1974

**Source:** GROUND WATER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Diversion Volume</u> |
|-----------------------|-------------|-----------|-----------------------|-------------------------|
| IRRIGATION            | 04/01       | to 10/31  | 1.990 cfs             | 398.8 af                |
|                       |             |           | 1.990 cfs             | 398.8 af                |

### LOCATION OF POINT(S) OF DIVERSION

|              |           |                        |               |
|--------------|-----------|------------------------|---------------|
| GROUND WATER | SESE      | Sec 20 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | SWSW      | Sec 22 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SESE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWNE      | Sec 28 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | NENE      | Sec 34 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SENE      | Sec 35 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | NWNW      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | NWSE      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L1 (NENE) | Sec 2 Twp 03S Rge 04E  | ELMORE County |
| GROUND WATER | L4 (NWNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | L5 (SWNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |

### PLACE OF USE: IRRIGATION

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 02S | 04E | 20  | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      | 40.0 |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 | 360.0  |
| 02S | 04E | 22  |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      | 320.0  |
| 02S | 04E | 25  |      |      |      |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      | 160.0  |
| 02S | 04E | 26  |      | 40.0 |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      |      | 200.0  |
| 02S | 04E | 27  |      |      | 40.0 | 40.0 |      |      | 40.0 | 40.0 | 40.0 |      |      | 39.0 | 40.0 | 40.0 | 40.0 | 40.0 | 399.0  |
| 02S | 04E | 28  | 40   | 40   | 40   | 40   |      |      |      |      |      |      |      |      | 40   | 40   | 40   | 40   | 320    |
| 02S | 04E | 34  | 40   | 40   | 40   | 40   | 39   |      |      | 39   |      |      |      |      |      |      |      |      | 238    |
| 02S | 04E | 35  | 40.0 | 39.0 | 39.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 638.0  |
| 02S | 04E | 36  | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      | 40   | 39   | 39   | 40   | 478    |
| 02S | 05E | 19  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      | 320    |
| 02S | 05E | 29  |      |      |      |      |      |      |      |      |      | 40   | 29   |      |      |      |      |      | 69     |
| 02S | 05E | 30  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 480    |
| 02S | 05E | 31  | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 41.0 | 40.0 | 40.0 | 40.0 | 42.0 | 43.0 | 646.0  |
|     |     |     |      |      |      |      |      |      |      |      |      |      | L 4  | L 3  |      |      | L 2  | L 1  |        |
| 02S | 05E | 32  |      |      |      |      |      | 38   | 39   |      |      |      |      |      |      |      |      |      | 77     |

Transfer No. 81560



**WATER RIGHT NO. 61-12081**  
**As Modified by Transfer No. 81560**

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 03S | 04E | 1   | 61.0 | 45.0 |      | 53.0 |      |      |      |      | 40.0 | 39.0 | 39.0 | 40.0 |      |      |      |      | 317.0  |
|     |     |     | L 1  | L 2  |      | L 5  |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 2   | 46.0 | 44.0 | 39.0 | 40.0 |      |      |      |      |      |      |      |      |      |      |      |      | 169.0  |
|     |     |     | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 13  | 54.0 |      | 39.0 | 54.0 |      |      |      |      |      |      |      |      | 54.0 |      | 38.0 | 54.0 | 293.0  |
|     |     |     | L 1  |      |      | L 2  |      |      |      |      |      |      |      |      | L 3  |      |      | L 4  |        |
| 03S | 05E | 6   | 39.0 | 40.0 | 41.0 | 41.0 | 39.0 | 45.0 | 46.0 | 41.0 | 41.0 | 46.0 | 46.0 | 40.0 | 41.0 | 41.0 | 41.0 | 41.0 | 669.0  |
|     |     |     | L 1  | L 2  |      |      | L 3  | L 4  | L 5  |      |      | L 6  | L 7  |      |      |      |      |      |        |
| 03S | 05E | 7   |      |      |      |      | 40.0 | 46.0 | 45.0 | 40.0 | 40.0 |      |      | 40.0 |      | 40.0 | 40.0 |      | 331.0  |
|     |     |     |      |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |        |
| 03S | 05E | 18  |      |      |      |      | 40.0 | 45.0 | 45.0 | 40.0 |      |      |      |      |      |      |      |      | 170.0  |
|     |     |     |      |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |        |

Right Acre Limit: 99.7  
POU Total Acres: 6654.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 99.7 acres within the place of use described above in a single irrigation season.
2. The following water rights when combined for all authorized uses shall not exceed a total diversion rate of 74.74 cfs, a total annual maximum diversion volume of 19,943 af, and the irrigation of 4692.8 acres. 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.
3. The total instantaneous diversion of water from all points of diversion within the Cinder Cone Butte Critical Groundwater Area as designated on May 7, 1981 under rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081 shall not exceed 73.04 cfs, nor a total combined annual volume of 19,359 af.
4. The total instantaneous diversion of water under the rights listed below shall not exceed 59 cfs, nor a total combined annual volume of

15,670 af from all points of diversion within the area designated as tributary to the Milner to Swan Falls reach of the Snake River. See

IDAPA 37.03.08.030. Right numbers 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263,

61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.

**WATER RIGHT NO. 61-12081**

**As Modified by Transfer No. 81560**

**CONDITIONS OF APPROVAL**

5. To the extent necessary for administration between points of diversion for ground water, and between points of diversion for ground water  
  
and hydraulically connected surface sources, this right retains its original priority for well locations authorized under this right as  
  
identified in Transfer 72660 dated 06/19/2006.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
7. Rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7265, 61-7306B, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080 and 61-12081 are limited to the irrigation of a specific 4,692.8 acres within the 6,654.0 acre place of use authorized by this right in a single irrigation season. The specific 4,692.8 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 4,692.8 acres to be irrigated within the 6,654.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
8. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 161.
9. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
10. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 10/25/2004.
11. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
12. This right does not grant any right-of-way or easement across the land of another.
13. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
14. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

**WATER RIGHT NO. 61-12081**

**As Modified by Transfer No. 81560**

**CONDITIONS OF APPROVAL**

15. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.



**WATER RIGHT NO. 61-7210****As Modified by Transfer No. 81560**

In accordance with the approval of Transfer No. 81560, Water Right No. 61-7210 is now described as follows:

**Right Holder:** FRANK TIEGS LLC  
PO BOX 3110  
PASCO, WA 99302

**Priority Date:** 12/19/1974

**Source:** GROUND WATER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Diversion Volume</u> |
|-----------------------|-------------|-----------|-----------------------|-------------------------|
| IRRIGATION            | 4/01        | to 10/31  | 6.560 cfs             | 1312.0 af               |
|                       |             |           | 6.560 cfs             | 1312.0 af               |

**LOCATION OF POINT(S) OF DIVERSION**

|              |           |                        |               |
|--------------|-----------|------------------------|---------------|
| GROUND WATER | SESE      | Sec 20 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | SWSW      | Sec 22 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SESE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWNE      | Sec 28 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | NENE      | Sec 34 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SENE      | Sec 35 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | NWNW      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | NWSE      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L1 (NENE) | Sec 2 Twp 03S Rge 04E  | ELMORE County |
| GROUND WATER | L4 (NWNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | L5 (SWNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 02S | 04E | 20  | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      | 40.0 |      |      |      |      |      |      |      |      | 360.0  |
| 02S | 04E | 22  |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      | 320.0  |
| 02S | 04E | 25  |      |      |      |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      | 160.0  |
| 02S | 04E | 26  |      | 40.0 |      |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      | 200.0  |
| 02S | 04E | 27  |      |      | 40.0 | 40.0 |      |      | 40.0 | 40.0 |      |      |      | 39.0 | 40.0 | 40.0 | 40.0 | 40.0 | 399.0  |
| 02S | 04E | 28  | 40   | 40   | 40   | 40   |      |      |      |      |      |      |      |      | 40   | 40   | 40   | 40   | 320    |
| 02S | 04E | 34  | 40   | 40   | 40   | 40   | 39   |      |      | 39   |      |      |      |      |      |      |      |      | 238    |
| 02S | 04E | 35  | 40.0 | 39.0 | 39.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 638.0  |
| 02S | 04E | 36  | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      | 40   | 39   | 39   | 40   | 478    |
| 02S | 05E | 19  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      | 320    |
| 02S | 05E | 29  |      |      |      |      |      |      |      |      |      | 40   | 29   |      |      |      |      |      | 69     |
| 02S | 05E | 30  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 480    |
| 02S | 05E | 31  | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 41.0 | 40.0 | 40.0 | 42.0 | 43.0 | 646.0  |
| 02S | 05E | 32  |      |      |      |      |      | 38   | 39   |      |      |      | L 4  | L 3  |      |      | L 2  | L 1  | 77     |

Transfer No. 81560

**WATER RIGHT NO. 61-7210****As Modified by Transfer No. 81560****PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 03S | 04E | 1   | 61.0 | 45.0 |      | 53.0 |      |      |      |      | 40.0 | 39.0 | 39.0 | 40.0 |      |      |      |      | 317.0  |
|     |     |     | L 1  | L 2  |      | L 5  |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 2   | 46.0 | 44.0 | 39.0 | 40.0 |      |      |      |      |      |      |      |      |      |      |      |      | 169.0  |
|     |     |     | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 13  | 54.0 |      | 39.0 | 54.0 |      |      |      |      |      |      |      |      | 54.0 |      | 38.0 | 54.0 | 293.0  |
|     |     |     | L 1  |      |      | L 2  |      |      |      |      |      |      |      |      | L 3  |      |      | L 4  |        |
| 03S | 05E | 6   | 39.0 | 40.0 | 41.0 | 41.0 | 39.0 | 45.0 | 46.0 | 41.0 | 41.0 | 46.0 | 46.0 | 40.0 | 41.0 | 41.0 | 41.0 | 41.0 | 669.0  |
|     |     |     | L 1  | L 2  |      |      | L 3  | L 4  | L 5  |      |      | L 6  | L 7  |      |      |      |      |      |        |
| 03S | 05E | 7   |      |      |      |      | 40.0 | 46.0 | 45.0 | 40.0 | 40.0 |      |      | 40.0 |      | 40.0 | 40.0 |      | 331.0  |
|     |     |     |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 05E | 18  |      |      |      |      | 40.0 | 45.0 | 45.0 | 40.0 |      |      |      |      |      |      |      |      | 170.0  |
|     |     |     |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |        |

Right Acre Limit: 328.0  
 POU Total Acres: 6654.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 328 acres within the place of use described above in a single irrigation season.
2. Rights 61-7210, 61-12013 and 61-12080 when combined shall not exceed a total diversion rate of 15.74 cfs.
3. The following water rights when combined for all authorized uses shall not exceed a total diversion rate of 74.74 cfs, a total annual maximum diversion volume of 19,943 af, and the irrigation of 4692.8 acres. 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.
4. The total instantaneous diversion of water from all points of diversion within the Cinder Cone Butte Critical Groundwater Area as designated on May 7, 1981 under rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081 shall not exceed 73.04 cfs, nor a total combined annual volume of 19,359 af.
5. The total instantaneous diversion of water under the rights listed below shall not exceed 59 cfs, nor a total combined annual volume of 15,670 af from all points of diversion within the area designated as tributary to the Milner to Swan Falls reach of the Snake River. See IDAPA 37.03.08.030. Right numbers 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.
6. To the extent necessary for administration between points of diversion for ground water, and between points of diversion for ground water and hydraulically connected surface sources, this right retains its original priority for well locations authorized under this right as identified in the Decree dated 04/12/2001.

Transfer No. 81560

**WATER RIGHT NO. 61-7210**

**As Modified by Transfer No. 81560**

**CONDITIONS OF APPROVAL**

7. Rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7265, 61-7306B, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080 and 61-12081 are limited to the irrigation of a specific 4,692.8 acres within the 6,654.0 acre place of use authorized by this right in a single irrigation season. The specific 4,692.8 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 4,692.8 acres to be irrigated within the 6,654.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
9. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
10. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 4/12/2001.
11. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 161.
12. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
13. This right does not grant any right-of-way or easement across the land of another.
14. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

**WATER RIGHT NO. 61-12013****As Modified by Transfer No. 81560**

In accordance with the approval of Transfer No. 81560, Water Right No. 61-12013 is now described as follows:

**Right Holder:** FRANK TIEGS LLC  
PO BOX 3110  
PASCO, WA 99302

**Priority Date:** 12/8/1980

**Source:** GROUND WATER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Diversion Volume</u> |
|-----------------------|-------------|-----------|-----------------------|-------------------------|
| IRRIGATION            | 04/01       | to 10/31  | 2.480 cfs             | 680.0 af                |
|                       |             |           | 2.480 cfs             | 680.0 af                |

**LOCATION OF POINT(S) OF DIVERSION**

|              |           |                        |               |
|--------------|-----------|------------------------|---------------|
| GROUND WATER | SESE      | Sec 20 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | SWSW      | Sec 22 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SESE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWNE      | Sec 28 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | NENE      | Sec 34 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SENE      | Sec 35 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | NWNW      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | NWSE      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L1 (NENE) | Sec 2 Twp 03S Rge 04E  | ELMORE County |
| GROUND WATER | L4 (NWNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | L5 (SWNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |         | SE   |      |         |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|---------|------|------|---------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE      | NE   | NW   | SW      | SE   |        |
| 02S | 04E | 20  | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      | 40.0 |      |      |      |         | 40.0 | 40.0 | 40.0    | 40.0 | 360.0  |
| 02S | 04E | 22  |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0    |      |      |         |      | 320.0  |
| 02S | 04E | 25  |      |      |      |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0    |      |      |         |      | 160.0  |
| 02S | 04E | 26  |      |      | 40.0 |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |         |      |      |         |      | 200.0  |
| 02S | 04E | 27  |      |      |      | 40.0 | 40.0 |      |      | 40.0 | 40.0 | 40.0 |      | 39.0    | 40.0 | 40.0 | 40.0    | 40.0 | 399.0  |
| 02S | 04E | 28  | 40   | 40   | 40   | 40   |      |      |      |      |      |      |      |         | 40   | 40   | 40      | 40   | 320    |
| 02S | 04E | 34  | 40   | 40   | 40   | 40   | 39   |      |      | 39   |      |      |      |         |      |      |         |      | 238    |
| 02S | 04E | 35  | 40.0 | 39.0 | 39.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0    | 40.0 | 40.0 | 40.0    | 40.0 | 638.0  |
| 02S | 04E | 36  | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |         | 40   | 39   | 39      | 40   | 478    |
| 02S | 05E | 19  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40      |      |      |         |      | 320    |
| 02S | 05E | 29  |      |      |      |      |      |      |      |      |      | 40   | 29   |         |      |      |         |      | 69     |
| 02S | 05E | 30  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40      | 40   | 40   | 40      | 40   | 480    |
| 02S | 05E | 31  | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 41.0    | 40.0 | 40.0 | 42.0    | 43.0 | 646.0  |
| 02S | 05E | 32  |      |      |      |      |      | 38   | 39   |      |      |      |      | L 4 L 3 |      |      | L 2 L 1 |      | 77     |

Transfer No. 81560

**WATER RIGHT NO. 61-12013**  
**As Modified by Transfer No. 81560**

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 03S | 04E | 1   | 61.0 | 45.0 |      | 53.0 |      |      |      |      | 40.0 | 39.0 | 39.0 | 40.0 |      |      |      |      | 317.0  |
|     |     |     | L 1  | L 2  |      | L 5  |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 2   | 46.0 | 44.0 | 39.0 | 40.0 |      |      |      |      |      |      |      |      |      |      |      |      | 169.0  |
|     |     |     | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 13  | 54.0 |      | 39.0 | 54.0 |      |      |      |      |      |      |      |      | 54.0 |      | 38.0 | 54.0 | 293.0  |
|     |     |     | L 1  |      |      | L 2  |      |      |      |      |      |      |      |      | L 3  |      |      | L 4  |        |
| 03S | 05E | 6   | 39.0 | 40.0 | 41.0 | 41.0 | 39.0 | 45.0 | 46.0 | 41.0 | 41.0 | 46.0 | 46.0 | 40.0 | 41.0 | 41.0 | 41.0 | 41.0 | 669.0  |
|     |     |     | L 1  | L 2  |      |      | L 3  | L 4  | L 5  |      |      | L 6  | L 7  |      |      |      |      |      |        |
| 03S | 05E | 7   |      |      |      |      | 40.0 | 46.0 | 45.0 | 40.0 | 40.0 |      |      | 40.0 |      | 40.0 | 40.0 |      | 331.0  |
|     |     |     |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 05E | 18  |      |      |      |      | 40.0 | 45.0 | 45.0 | 40.0 |      |      |      |      |      |      |      |      | 170.0  |
|     |     |     |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |        |

Right Acre Limit: 170.0  
POU Total Acres: 6654.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 170 acres within the place of use described above in a single irrigation season.
2. Rights 61-7210, 61-12013 and 61-12080 when combined shall not exceed a total diversion rate of 15.74 cfs.
3. The following water rights when combined for all authorized uses shall not exceed a total diversion rate of 74.74 cfs, a total annual maximum diversion volume of 19,943 af, and the irrigation of 4692.8 acres. 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.
4. The total instantaneous diversion of water from all points of diversion within the Cinder Cone Butte Critical Groundwater Area as designated on May 7, 1981 under rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081 shall not exceed 73.04 cfs, nor a total combined annual volume of 19,359 af.



**WATER RIGHT NO. 61-12013**  
**As Modified by Transfer No. 81560**

**CONDITIONS OF APPROVAL**

5. The total instantaneous diversion of water under the rights listed below shall not exceed 59 cfs, nor a total combined annual volume of

15,670 af from all points of diversion within the area designated as tributary to the Milner to Swan Falls reach of the Snake River. See

IDAPA 37.03.08.030. Right numbers 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263,

61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.

6. To the extent necessary for administration between points of diversion for ground water, and between points of diversion for ground water

and hydraulically connected surface sources, this right retains its original priority for well locations authorized under this right as

identified in Transfer 70098 dated 08/05/2004.

7. Rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7265, 61-7306B, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080 and 61-12081 are limited to the irrigation of a specific 4,692.8 acres within the 6,654.0 acre place of use authorized by this right in a single irrigation season. The specific 4,692.8 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 4,692.8 acres to be irrigated within the 6,654.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
9. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
10. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 08/05/2004.
11. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 161.

**WATER RIGHT NO. 61-12013**  
**As Modified by Transfer No. 81560**

**CONDITIONS OF APPROVAL**

12. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
13. This right does not grant any right-of-way or easement across the land of another.
14. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

**WATER RIGHT NO. 61-7203****As Modified by Transfer No. 81560**

In accordance with the approval of Transfer No. 81560, Water Right No. 61-7203 is now described as follows:

**Right Holder:** FRANK TIEGS LLC  
PO BOX 3110  
PASCO, WA 99302

**Priority Date:** 11/25/1976

**Source:** GROUND WATER

| <b>BENEFICIAL USE</b> | <b>From</b> | <b>To</b> | <b>Diversion Rate</b> | <b>Diversion Volume</b> |
|-----------------------|-------------|-----------|-----------------------|-------------------------|
| DOMESTIC              | 01/01       | to 12/31  | 0.040 cfs             | 1.2 af                  |
| IRRIGATION            | 04/01       | to 10/31  | 2.260 cfs             | 676.0 af                |
|                       |             |           | 2.300 cfs             | 677.2 af                |

**LOCATION OF POINT(S) OF DIVERSION**

|              |           |                        |               |
|--------------|-----------|------------------------|---------------|
| GROUND WATER | SESE      | Sec 20 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | SWSW      | Sec 22 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SESE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWNE      | Sec 28 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | NENE      | Sec 34 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SENE      | Sec 35 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | NWNW      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | NWSE      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L1 (NENE) | Sec 2 Twp 03S Rge 04E  | ELMORE County |
| GROUND WATER | L4 (NWNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | L5 (SWNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |

**PLACE OF USE: DOMESTIC**

| Twp | Rng | Sec | NE  |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE  | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 03S | 04E | 2   | X   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     | L 1 |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 0      |

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 02S | 04E | 20  | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      | 40.0 |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 | 360.0  |
| 02S | 04E | 22  |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      | 320.0  |
| 02S | 04E | 25  |      |      |      |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      | 160.0  |
| 02S | 04E | 26  |      | 40.0 |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      |      | 200.0  |

Transfer No. 81560

**WATER RIGHT NO. 61-7203**  
**As Modified by Transfer No. 81560**

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 02S | 04E | 27  |      |      | 40.0 | 40.0 |      |      | 40.0 | 40.0 | 40.0 |      |      | 39.0 | 40.0 | 40.0 | 40.0 | 40.0 | 399.0  |
| 02S | 04E | 28  | 40   | 40   | 40   | 40   |      |      |      |      |      |      |      |      | 40   | 40   | 40   | 40   | 320    |
| 02S | 04E | 34  | 40   | 40   | 40   | 40   | 39   |      |      | 39   |      |      |      |      |      |      |      |      | 238    |
| 02S | 04E | 35  | 40.0 | 39.0 | 39.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 638.0  |
| 02S | 04E | 36  | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      | 40   | 39   | 39   | 40   | 478    |
| 02S | 05E | 19  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      | 320    |
| 02S | 05E | 29  |      |      |      |      |      |      |      |      | 40   | 29   |      |      |      |      |      |      | 69     |
| 02S | 05E | 30  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 480    |
| 02S | 05E | 31  | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 41.0 | 40.0 | 40.0 | 42.0 | 43.0 | 646.0  |
|     |     |     |      |      |      |      |      |      |      |      |      |      | L 4  | L 3  |      |      | L 2  | L 1  |        |
| 02S | 05E | 32  |      |      |      |      | 38   | 39   |      |      |      |      |      |      |      |      |      |      | 77     |
| 03S | 04E | 1   | 61.0 | 45.0 |      | 53.0 |      |      |      |      | 40.0 | 39.0 | 39.0 | 40.0 |      |      |      |      | 317.0  |
|     |     |     | L 1  | L 2  |      | L 5  |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 2   | 46.0 | 44.0 | 39.0 | 40.0 |      |      |      |      |      |      |      |      |      |      |      |      | 169.0  |
|     |     |     | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 13  | 54.0 |      | 39.0 | 54.0 |      |      |      |      |      |      |      |      | 54.0 |      | 38.0 | 54.0 | 293.0  |
|     |     |     | L 1  |      |      | L 2  |      |      |      |      |      |      |      |      | L 3  |      |      | L 4  |        |
| 03S | 05E | 6   | 39.0 | 40.0 | 41.0 | 41.0 | 39.0 | 45.0 | 46.0 | 41.0 | 41.0 | 46.0 | 46.0 | 40.0 | 41.0 | 41.0 | 41.0 | 41.0 | 669.0  |
|     |     |     | L 1  | L 2  |      |      | L 3  | L 4  | L 5  |      |      | L 6  | L 7  |      |      |      |      |      |        |
| 03S | 05E | 7   |      |      |      |      | 40.0 | 46.0 | 45.0 | 40.0 | 40.0 |      |      | 40.0 |      | 40.0 | 40.0 |      | 331.0  |
|     |     |     |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 05E | 18  |      |      |      |      | 40.0 | 45.0 | 45.0 | 40.0 |      |      |      |      |      |      |      |      | 170.0  |
|     |     |     |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |        |

Right Acre Limit: 169.0  
POU Total Acres: 6654.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 169 acres within the place of use described above in a single irrigation season.
2. Rights 61-7203 and 61-7399 when combined shall not exceed a total diversion rate of 2.30 cfs and a total annual maximum diversion volume of 1,103 af.
3. The following water rights when combined for all authorized uses shall not exceed a total diversion rate of 74.74 cfs, a total annual maximum diversion volume of 19,943 af, and the irrigation of 4692.8 acres. 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.
4. The total instantaneous diversion of water from all points of diversion within the Cinder Cone Butte Critical Groundwater Area as designated on May 7, 1981 under rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081 shall not exceed 73.04 cfs, nor a total combined annual volume of 19,359 af.

**WATER RIGHT NO. 61-7203**

**As Modified by Transfer No. 81560**

**CONDITIONS OF APPROVAL**

5. The total instantaneous diversion of water under the rights listed below shall not exceed 59 cfs, nor a total combined annual volume of

15,670 af from all points of diversion within the area designated as tributary to the Milner to Swan Falls reach of the Snake River. See

IDAPA 37.03.08.030. Right numbers 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263,

61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.

6. To the extent necessary for administration between points of diversion for ground water, and between points of diversion for ground water

and hydraulically connected surface sources, this right retains its original priority for well locations authorized under this right as

identified in Transfer 73921 dated 07/10/2008.

7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.

8. Rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7265, 61-7306B, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080 and 61-12081 are limited to the irrigation of a specific 4,692.8 acres within the 6,654.0 acre place of use authorized by this right in a single irrigation season. The specific 4,692.8 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 4,692.8 acres to be irrigated within the 6,654.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.

9. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 161.

10. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

11. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 6/19/2006.

**WATER RIGHT NO. 61-7203**  
**As Modified by Transfer No. 81560**

**CONDITIONS OF APPROVAL**

12. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
13. This right does not grant any right-of-way or easement across the land of another.
14. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

**WATER RIGHT NO. 61-7247B****As Modified by Transfer No. 81560**

In accordance with the approval of Transfer No. 81560, Water Right No. 61-7247B is now described as follows:

**Right Holder:** FRANK TIEGS LLC  
PO BOX 3110  
PASCO, WA 99302

**Priority Date:** 1/10/1976

**Source:** GROUND WATER

| <b><u>BENEFICIAL USE</u></b> | <b><u>From</u></b> | <b><u>To</u></b> | <b><u>Diversion Rate</u></b> | <b><u>Diversion Volume</u></b> |
|------------------------------|--------------------|------------------|------------------------------|--------------------------------|
| IRRIGATION                   | 4/01               | to 10/31         | 1.200 cfs                    | 240.0 af                       |
|                              |                    |                  | 1.200 cfs                    | 240.0 af                       |

**LOCATION OF POINT(S) OF DIVERSION**

|              |           |                        |               |
|--------------|-----------|------------------------|---------------|
| GROUND WATER | SESE      | Sec 20 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | SWSW      | Sec 22 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SESE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWNE      | Sec 28 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | NENE      | Sec 34 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SENE      | Sec 35 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | NWNW      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | NWSE      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L1 (NENE) | Sec 2 Twp 03S Rge 04E  | ELMORE County |
| GROUND WATER | L4 (NWNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | L5 (SWNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 02S | 04E | 20  | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      | 40.0 |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 | 360.0  |
| 02S | 04E | 22  |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      | 320.0  |
| 02S | 04E | 25  |      |      |      |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      | 160.0  |
| 02S | 04E | 26  |      | 40.0 |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      |      | 200.0  |
| 02S | 04E | 27  |      |      | 40.0 | 40.0 |      |      | 40.0 | 40.0 | 40.0 |      |      | 39.0 | 40.0 | 40.0 | 40.0 | 40.0 | 399.0  |
| 02S | 04E | 28  | 40   | 40   | 40   | 40   |      |      |      |      |      |      |      |      | 40   | 40   | 40   | 40   | 320    |
| 02S | 04E | 34  | 40   | 40   | 40   | 40   | 39   |      |      | 39   |      |      |      |      |      |      |      |      | 238    |
| 02S | 04E | 35  | 40.0 | 39.0 | 39.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 638.0  |
| 02S | 04E | 36  | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      | 40   | 39   | 39   | 40   | 478    |
| 02S | 05E | 19  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      | 320    |
| 02S | 05E | 29  |      |      |      |      |      |      |      |      |      | 40   | 29   |      |      |      |      |      | 69     |
| 02S | 05E | 30  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 480    |
| 02S | 05E | 31  | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 41.0 | 40.0 | 40.0 | 42.0 | 43.0 | 646.0  |
| 02S | 05E | 32  |      |      |      |      |      | 38   | 39   |      |      |      | L 4  | L 3  |      |      | L 2  | L 1  | 77     |

Transfer No. 81560

**WATER RIGHT NO. 61-7247B**  
**As Modified by Transfer No. 81560**

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 03S | 04E | 1   | 61.0 | 45.0 |      | 53.0 |      |      |      |      | 40.0 | 39.0 | 39.0 | 40.0 |      |      |      |      | 317.0  |
|     |     |     | L 1  | L 2  |      | L 5  |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 2   | 46.0 | 44.0 | 39.0 | 40.0 |      |      |      |      |      |      |      |      |      |      |      |      | 169.0  |
|     |     |     | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 13  | 54.0 |      | 39.0 | 54.0 |      |      |      |      |      |      |      |      | 54.0 |      | 38.0 | 54.0 | 293.0  |
|     |     |     | L 1  |      |      | L 2  |      |      |      |      |      |      |      |      | L 3  |      |      | L 4  |        |
| 03S | 05E | 6   | 39.0 | 40.0 | 41.0 | 41.0 | 39.0 | 45.0 | 46.0 | 41.0 | 41.0 | 46.0 | 46.0 | 40.0 | 41.0 | 41.0 | 41.0 | 41.0 | 669.0  |
|     |     |     | L 1  | L 2  |      |      | L 3  | L 4  | L 5  |      |      | L 6  | L 7  |      |      |      |      |      |        |
| 03S | 05E | 7   |      |      |      |      | 40.0 | 46.0 | 45.0 | 40.0 | 40.0 |      |      | 40.0 |      | 40.0 | 40.0 |      | 331.0  |
|     |     |     |      |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |        |
| 03S | 05E | 18  |      |      |      |      | 40.0 | 45.0 | 45.0 | 40.0 |      |      |      |      |      |      |      |      | 170.0  |
|     |     |     |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |        |

Right Acre Limit: 60.0  
POU Total Acres: 6654.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 60.0 acres within the place of use described above in a single irrigation season.
2. Rights 61-7247B; 61-7263, 61-7264A, and 61-7264B when combined shall not exceed a total diversion rate of 11.36 cfs.
3. The following water rights when combined for all authorized uses shall not exceed a total diversion rate of 74.74 cfs, a total annual maximum diversion volume of 19,943 af, and the irrigation of 4692.8 acres. 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.
4. The total instantaneous diversion of water from all points of diversion within the Cinder Cone Butte Critical Groundwater Area as designated on May 7, 1981 under rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081 shall not exceed 73.04 cfs, nor a total combined annual volume of 19,359 af.
5. The total instantaneous diversion of water under the rights listed below shall not exceed 59 cfs, nor a total combined annual volume of 15,670 af from all points of diversion within the area designated as tributary to the Milner to Swan Falls reach of the Snake River. See IDAPA 37.03.08.030. Right numbers 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.
6. To the extent necessary for administration between points of diversion for ground water, and between points of diversion for ground water and hydraulically connected surface sources, this right retains its original priority for well locations authorized under this right as identified in the Decree dated 04/12/2001.

Transfer No. 81560



**WATER RIGHT NO. 61-7247B**  
**As Modified by Transfer No. 81560**

**CONDITIONS OF APPROVAL**

7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
8. Rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7265, 61-7306B, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080 and 61-12081 are limited to the irrigation of a specific 4,692.8 acres within the 6,654.0 acre place of use authorized by this right in a single irrigation season. The specific 4,692.8 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 4,692.8 acres to be irrigated within the 6,654.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
9. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 161.
10. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
11. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 4/12/2001.
12. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
13. This right does not grant any right-of-way or easement across the land of another.
14. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

**WATER RIGHT NO. 61-7442****As Modified by Transfer No. 81560**

In accordance with the approval of Transfer No. 81560, Water Right No. 61-7442 is now described as follows:

**Right Holder:** FARMS LLC  
C/O BRAD HALL  
PO BOX 50620  
IDAHO FALLS, ID 83405-0620

**Priority Date:** 6/24/1997

**Source:** GROUND WATER

| <b><u>BENEFICIAL USE</u></b> | <b><u>From</u></b> | <b><u>To</u></b> | <b><u>Diversion Rate</u></b> | <b><u>Diversion Volume</u></b> |
|------------------------------|--------------------|------------------|------------------------------|--------------------------------|
| IRRIGATION                   | 3/15               | to 11/15         | 2.920 cfs                    | 584.0 af                       |
|                              |                    |                  | 2.920 cfs                    | 584.0 af                       |

**LOCATION OF POINT(S) OF DIVERSION**

|              |           |                        |               |
|--------------|-----------|------------------------|---------------|
| GROUND WATER | SESE      | Sec 20 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | SWSW      | Sec 22 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SESE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWNE      | Sec 28 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | NENE      | Sec 34 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SENE      | Sec 35 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | NWNW      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | NWSE      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L1 (NENE) | Sec 2 Twp 03S Rge 04E  | ELMORE County |
| GROUND WATER | L4 (NWNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | L5 (SWNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 02S | 04E | 20  | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      | 40.0 |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 | 360.0  |
| 02S | 04E | 22  |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      | 320.0  |
| 02S | 04E | 25  |      |      |      |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      | 160.0  |
| 02S | 04E | 26  |      | 40.0 |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      |      | 200.0  |
| 02S | 04E | 27  |      |      | 40.0 | 40.0 |      |      | 40.0 | 40.0 | 40.0 |      |      | 39.0 | 40.0 | 40.0 | 40.0 | 40.0 | 399.0  |
| 02S | 04E | 28  | 40   | 40   | 40   | 40   |      |      |      |      |      |      |      |      | 40   | 40   | 40   | 40   | 320    |
| 02S | 04E | 34  | 40   | 40   | 40   | 40   | 39   |      |      | 39   |      |      |      |      |      |      |      |      | 238    |
| 02S | 04E | 35  | 40.0 | 39.0 | 39.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 638.0  |
| 02S | 04E | 36  | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      | 40   | 39   | 39   | 40   | 478    |
| 02S | 05E | 19  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      | 320    |
| 02S | 05E | 29  |      |      |      |      |      |      |      |      | 40   | 29   |      |      |      |      |      |      | 69     |
| 02S | 05E | 30  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 480    |
| 02S | 05E | 31  | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 41.0 | 40.0 | 40.0 | 42.0 | 43.0 | 646.0  |

Transfer No. 81560

**WATER RIGHT NO. 61-7442**  
**As Modified by Transfer No. 81560**

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 02S | 05E | 32  |      |      |      |      |      | 38   | 39   |      |      |      | L 4  | L 3  |      |      | L 2  | L 1  | 77     |
| 03S | 04E | 1   | 61.0 | 45.0 |      | 53.0 |      |      |      |      | 40.0 | 39.0 | 39.0 | 40.0 |      |      |      |      | 317.0  |
|     |     |     | L 1  | L 2  |      | L 5  |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 2   | 46.0 | 44.0 | 39.0 | 40.0 |      |      |      |      |      |      |      |      |      |      |      |      | 169.0  |
|     |     |     | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 13  | 54.0 |      | 39.0 | 54.0 |      |      |      |      |      |      |      |      | 54.0 |      | 38.0 | 54.0 | 293.0  |
|     |     |     | L 1  |      |      | L 2  |      |      |      |      |      |      |      |      | L 3  |      |      | L 4  |        |
| 03S | 05E | 6   | 39.0 | 40.0 | 41.0 | 41.0 | 39.0 | 45.0 | 46.0 | 41.0 | 41.0 | 46.0 | 46.0 | 40.0 | 41.0 | 41.0 | 41.0 | 41.0 | 669.0  |
|     |     |     | L 1  | L 2  |      |      | L 3  | L 4  | L 5  |      |      | L 6  | L 7  |      |      |      |      |      |        |
| 03S | 05E | 7   |      |      |      |      | 40.0 | 46.0 | 45.0 | 40.0 | 40.0 |      |      | 40.0 |      | 40.0 | 40.0 |      | 331.0  |
|     |     |     |      |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |        |
| 03S | 05E | 18  |      |      |      |      | 40.0 | 45.0 | 45.0 | 40.0 |      |      |      |      |      |      |      |      | 170.0  |
|     |     |     |      |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |        |

Right Acre Limit: 146.0

POU Total Acres: 6654.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 146 acres within the authorized place of use in a single irrigation season.
2. Rights 61-7197, 61-7239, 61-7321, and 61-7442 when combined shall not exceed a total diversion rate of 14.70 cfs.
3. The following water rights when combined for all authorized uses shall not exceed a total diversion rate of 74.74 cfs, a total annual maximum diversion volume of 19,943 af, and the irrigation of 4692.8 acres. 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.
4. The total instantaneous diversion of water from all points of diversion within the Cinder Cone Butte Critical Groundwater Area as designated on May 7, 1981 under rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081 shall not exceed 73.04 cfs, nor a total combined annual volume of 19,359 af.
5. The total instantaneous diversion of water under the rights listed below shall not exceed 59 cfs, nor a total combined annual volume of 15,670 af from all points of diversion within the area designated as tributary to the Milner to Swan Falls reach of the Snake River. See IDAPA 37.03.08.030. Right numbers 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.

**WATER RIGHT NO. 61-7442**  
**As Modified by Transfer No. 81560**

**CONDITIONS OF APPROVAL**

6. To the extent necessary for administration between points of diversion for ground water, and between points of diversion for ground water and hydraulically connected surface sources, this right retains its original priority date of 6/24/1997 for well locations authorized under this right as identified in the license dated November 15, 1999.
7. Rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7265, 61-7306B, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080 and 61-12081 are limited to the irrigation of a specific 4,692.8 acres within the 6,654.0 acre place of use authorized by this right in a single irrigation season. The specific 4,692.8 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 4,692.8 acres to be irrigated within the 6,654.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
9. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
10. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 161.
11. This right is for the use of trust water, and it is subject to review 5 years after the approval of Transfer 81560 to re-evaluate the availability of trust water for the authorized use and to re-evaluate the public interest criteria for reallocating trust water.
12. When the minimum stream flow water rights in the Snake River at Murphy Gage are not being satisfied, the right holder shall cease diverting water for the consumptive uses authorized by this right. The minimum stream flow water rights are for 3,900 cfs from April 1 through October 31 and 5,600 cfs from November 1 through March 31. See IDAPA 37.03.08.030.
13. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
14. This right does not grant any right-of-way or easement across the land of another.
15. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
16. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

**WATER RIGHT NO. 61-7442**

**As Modified by Transfer No. 81560**

**CONDITIONS OF APPROVAL**

17. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.



**WATER RIGHT NO. 61-7204****As Modified by Transfer No. 81560**

In accordance with the approval of Transfer No. 81560, Water Right No. 61-7204 is now described as follows:

**Right Holder:** FRANK TIEGS LLC  
PO BOX 3110  
PASCO, WA 99302

**Priority Date:** 1/5/1975

**Source:** GROUND WATER

| <b><u>BENEFICIAL USE</u></b> | <b><u>From</u></b> | <b><u>To</u></b> | <b><u>Diversion Rate</u></b> | <b><u>Diversion Volume</u></b> |
|------------------------------|--------------------|------------------|------------------------------|--------------------------------|
| IRRIGATION                   | 04/01              | to 10/31         | 4.820 cfs                    | 964.0 af                       |
|                              |                    |                  | 4.820 cfs                    | 964.0 af                       |

**LOCATION OF POINT(S) OF DIVERSION**

|              |           |                        |               |
|--------------|-----------|------------------------|---------------|
| GROUND WATER | SESE      | Sec 20 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | SWSW      | Sec 22 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SESE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWNE      | Sec 28 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | NENE      | Sec 34 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SENE      | Sec 35 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | NWNW      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | NWSE      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L1 (NENE) | Sec 2 Twp 03S Rge 04E  | ELMORE County |
| GROUND WATER | L4 (NWNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | L5 (SNNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 02S | 04E | 20  | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      | 40.0 |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 | 360.0  |
| 02S | 04E | 22  |      |      |      |      | 40.0 | 40.0 | 40.0 |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      | 320.0  |
| 02S | 04E | 25  |      |      |      |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      | 160.0  |
| 02S | 04E | 26  |      | 40.0 |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      |      | 200.0  |
| 02S | 04E | 27  |      |      | 40.0 | 40.0 |      |      | 40.0 | 40.0 |      |      |      | 39.0 | 40.0 | 40.0 | 40.0 | 40.0 | 399.0  |
| 02S | 04E | 28  | 40   | 40   | 40   | 40   |      |      |      |      |      |      |      |      | 40   | 40   | 40   | 40   | 320    |
| 02S | 04E | 34  | 40   | 40   | 40   | 40   | 39   |      |      | 39   |      |      |      |      |      |      |      |      | 238    |
| 02S | 04E | 35  | 40.0 | 39.0 | 39.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 638.0  |
| 02S | 04E | 36  | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      | 40   | 39   | 39   | 40   | 478    |
| 02S | 05E | 19  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      | 320    |
| 02S | 05E | 29  |      |      |      |      |      |      |      |      |      | 40   | 29   |      |      |      |      |      | 69     |
| 02S | 05E | 30  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 480    |
| 02S | 05E | 31  | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 41.0 | 40.0 | 40.0 | 42.0 | 43.0 | 646.0  |
| 02S | 05E | 32  |      |      |      |      |      | 38   | 39   |      |      |      | L 4  | L 3  |      |      | L 2  | L 1  | 77     |

Transfer No. 81560

**WATER RIGHT NO. 61-7204**  
**As Modified by Transfer No. 81560**

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 03S | 04E | 1   | 61.0 | 45.0 |      | 53.0 |      |      |      |      | 40.0 | 39.0 | 39.0 | 40.0 |      |      |      |      | 317.0  |
|     |     |     | L 1  | L 2  |      | L 5  |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 2   | 46.0 | 44.0 | 39.0 | 40.0 |      |      |      |      |      |      |      |      |      |      |      |      | 169.0  |
|     |     |     | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 13  |      | 54.0 |      | 39.0 | 54.0 |      |      |      |      |      |      |      | 54.0 |      | 38.0 | 54.0 | 293.0  |
|     |     |     | L 1  |      |      | L 2  |      |      |      |      |      |      |      |      | L 3  |      |      | L 4  |        |
| 03S | 05E | 6   | 39.0 | 40.0 | 41.0 | 41.0 | 39.0 | 45.0 | 46.0 | 41.0 | 41.0 | 46.0 | 46.0 | 40.0 | 41.0 | 41.0 | 41.0 | 41.0 | 669.0  |
|     |     |     | L 1  | L 2  |      |      | L 3  | L 4  | L 5  |      |      | L 6  | L 7  |      |      |      |      |      |        |
| 03S | 05E | 7   |      |      |      |      | 40.0 | 46.0 | 45.0 | 40.0 | 40.0 |      |      | 40.0 |      | 40.0 | 40.0 |      | 331.0  |
|     |     |     |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 05E | 18  |      |      |      |      | 40.0 | 45.0 | 45.0 | 40.0 |      |      |      |      |      |      |      |      | 170.0  |
|     |     |     |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |        |

Right Acre Limit: 241.0

POU Total Acres: 6654.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 241 acres within the place of use described above in a single irrigation season.
2. The following water rights when combined for all authorized uses shall not exceed a total diversion rate of 74.74 cfs, a total annual maximum diversion volume of 19,943 af, and the irrigation of 4692.8 acres. 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.
3. The total instantaneous diversion of water from all points of diversion within the Cinder Cone Butte Critical Groundwater Area as designated on May 7, 1981 under rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081 shall not exceed 73.04 cfs, nor a total combined annual volume of 19,359 af.
4. The total instantaneous diversion of water under the rights listed below shall not exceed 59 cfs, nor a total combined annual volume of 15,670 af from all points of diversion within the area designated as tributary to the Milner to Swan Falls reach of the Snake River. See IDAPA 37.03.08.030. Right numbers 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.
5. To the extent necessary for administration between points of diversion for ground water, and between points of diversion for ground water and hydraulically connected surface sources, this right retains its original priority for well locations authorized under this right as identified in Transfer 66457 dated 09/03/2002.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.

**WATER RIGHT NO. 61-7204**

**As Modified by Transfer No. 81560**

**CONDITIONS OF APPROVAL**

7. Rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7265, 61-7306B, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080 and 61-12081 are limited to the irrigation of a specific 4,692.8 acres within the 6,654.0 acre place of use authorized by this right in a single irrigation season. The specific 4,692.8 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 4,692.8 acres to be irrigated within the 6,654.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
8. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 161.
9. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
10. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
11. This right is for the use of trust water, and it is subject to review 5 years after the approval of Transfer 81560 to re-evaluate the availability of trust water for the authorized use and to re-evaluate the public interest criteria for reallocating trust water.
12. When the minimum stream flow water rights in the Snake River at Murphy Gage are not being satisfied, the right holder shall cease diverting water for the consumptive uses authorized by this right. The minimum stream flow water rights are for 3,900 cfs from April 1 through October 31 and 5,600 cfs from November 1 through March 31. See IDAPA 37.03.08.030.
13. This water right enjoys the benefit of subordination of hydropower water right nos. 02-00100, 02-4000A, 02-4001A, 02-02032A, 02-4000B, 02-4001B, 02-02032B, 02-02036, 02-02056, 02-02065, 02-02064, 02-10135, 02-02060, 02-02059, 02-02001B, 02-02001A, 02-02057, 37-02128, 37-02472, 37-02471, 37-20710, 37-20709, 36-02013, 36-02018 and 36-02026 only so long as the average daily flows as measured at the Murphy Gaging station meet or exceed the minimum stream flows established by state action.
14. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
15. This right does not grant any right-of-way or easement across the land of another.
16. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.



**WATER RIGHT NO. 61-7204**

**As Modified by Transfer No. 81560**

**CONDITIONS OF APPROVAL**

17. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
18. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.



**WATER RIGHT NO. 61-7247D****As Modified by Transfer No. 81560**

In accordance with the approval of Transfer No. 81560, Water Right No. 61-7247D is now described as follows:

**Right Holder:** FRANK TIEGS LLC  
PO BOX 3110  
PASCO, WA 99302

**Priority Date:** 1/10/1976

**Source:** GROUND WATER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Diversion Volume</u> |
|-----------------------|-------------|-----------|-----------------------|-------------------------|
| IRRIGATION            | 03/15       | to 11/15  | 1.960 cfs             | 392.0 af                |
|                       |             |           | 1.960 cfs             | 392.0 af                |

**LOCATION OF POINT(S) OF DIVERSION**

|              |           |                        |               |
|--------------|-----------|------------------------|---------------|
| GROUND WATER | SESE      | Sec 20 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | SWSW      | Sec 22 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SESE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWNE      | Sec 28 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | NENE      | Sec 34 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SENE      | Sec 35 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | NWNW      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | NWSE      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L1 (NENE) | Sec 2 Twp 03S Rge 04E  | ELMORE County |
| GROUND WATER | L4 (NWNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | L5 (SWNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 02S | 04E | 20  | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      | 40.0 |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 | 360.0  |
| 02S | 04E | 22  |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      | 320.0  |
| 02S | 04E | 25  |      |      |      |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      | 160.0  |
| 02S | 04E | 26  |      | 40.0 |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      |      | 200.0  |
| 02S | 04E | 27  |      |      | 40.0 | 40.0 |      |      | 40.0 | 40.0 | 40.0 |      |      | 39.0 | 40.0 | 40.0 | 40.0 | 40.0 | 399.0  |
| 02S | 04E | 28  | 40   | 40   | 40   | 40   |      |      |      |      |      |      |      |      | 40   | 40   | 40   | 40   | 320    |
| 02S | 04E | 34  | 40   | 40   | 40   | 40   | 39   |      |      | 39   |      |      |      |      |      |      |      |      | 238    |
| 02S | 04E | 35  | 40.0 | 39.0 | 39.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 638.0  |
| 02S | 04E | 36  | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      | 40   | 39   | 39   | 40   | 478    |
| 02S | 05E | 19  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      | 320    |
| 02S | 05E | 29  |      |      |      |      |      |      |      |      |      | 40   | 29   |      |      |      |      |      | 69     |
| 02S | 05E | 30  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 480    |
| 02S | 05E | 31  | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 42.0 | 43.0 | 646.0  |
|     |     |     |      |      |      |      |      |      |      |      |      | L 4  | L 3  |      |      |      | L 2  | L 1  |        |
| 02S | 05E | 32  |      |      |      |      | 38   | 39   |      |      |      |      |      |      |      |      |      |      | 77     |

Transfer No. 81560

**WATER RIGHT NO. 61-7247D**  
**As Modified by Transfer No. 81560**

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 03S | 04E | 1   | 61.0 | 45.0 |      | 53.0 |      |      |      |      | 40.0 | 39.0 | 39.0 | 40.0 |      |      |      |      | 317.0  |
|     |     |     | L 1  | L 2  |      | L 5  |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 2   | 46.0 | 44.0 | 39.0 | 40.0 |      |      |      |      |      |      |      |      |      |      |      |      | 169.0  |
|     |     |     | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 13  | 54.0 |      | 39.0 | 54.0 |      |      |      |      |      |      |      |      | 54.0 |      | 38.0 | 54.0 | 293.0  |
|     |     |     | L 1  |      |      | L 2  |      |      |      |      |      |      |      |      | L 3  |      |      | L 4  |        |
| 03S | 05E | 6   | 39.0 | 40.0 | 41.0 | 41.0 | 39.0 | 45.0 | 46.0 | 41.0 | 41.0 | 46.0 | 46.0 | 40.0 | 41.0 | 41.0 | 41.0 | 41.0 | 669.0  |
|     |     |     | L 1  | L 2  |      |      | L 3  | L 4  | L 5  |      |      | L 6  | L 7  |      |      |      |      |      |        |
| 03S | 05E | 7   |      |      |      |      | 40.0 | 46.0 | 45.0 | 40.0 | 40.0 |      |      | 40.0 |      | 40.0 | 40.0 |      | 331.0  |
|     |     |     |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 05E | 18  |      |      |      |      | 40.0 | 45.0 | 45.0 | 40.0 |      |      |      |      |      |      |      |      | 170.0  |
|     |     |     |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |        |

Right Acre Limit: 98.0

POU Total Acres: 6654.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 98.0 acres within the place of use described above in a single irrigation season.
2. The following water rights when combined for all authorized uses shall not exceed a total diversion rate of 74.74 cfs, a total annual maximum diversion volume of 19,943 af, and the irrigation of 4692.8 acres. 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.
3. The total instantaneous diversion of water from all points of diversion within the Cinder Cone Butte Critical Groundwater Area as designated on May 7, 1981 under rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081 shall not exceed 73.04 cfs, nor a total combined annual volume of 19,359 af.
4. The total instantaneous diversion of water under the rights listed below shall not exceed 59 cfs, nor a total combined annual volume of 15,670 af from all points of diversion within the area designated as tributary to the Milner to Swan Falls reach of the Snake River. See IDAPA 37.03.08.030. Right numbers 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.
5. To the extent necessary for administration between points of diversion for ground water, and between points of diversion for ground water and hydraulically connected surface sources, this right retains its original priority for well locations authorized under this right as identified in the Decree dated 09/17/2002.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.

Transfer No. 81560

**WATER RIGHT NO. 61-7247D**

**As Modified by Transfer No. 81560**

**CONDITIONS OF APPROVAL**

7. Rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7265, 61-7306B, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080 and 61-12081 are limited to the irrigation of a specific 4,692.8 acres within the 6,654.0 acre place of use authorized by this right in a single irrigation season. The specific 4,692.8 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 4,692.8 acres to be irrigated within the 6,654.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
8. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 161.
9. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
10. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
11. This right does not grant any right-of-way or easement across the land of another.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

**WATER RIGHT NO. 61-7239****As Modified by Transfer No. 81560**

In accordance with the approval of Transfer No. 81560, Water Right No. 61-7239 is now described as follows:

**Right Holder:** FRANK TIEGS LLC  
PO BOX 3110  
PASCO, WA 99302

**Priority Date:** 8/25/1975

**Source:** GROUND WATER

| <b><u>BENEFICIAL USE</u></b> | <b><u>From</u></b> | <b><u>To</u></b> | <b><u>Diversion Rate</u></b> | <b><u>Diversion Volume</u></b> |
|------------------------------|--------------------|------------------|------------------------------|--------------------------------|
| IRRIGATION                   | 3/15               | to 11/15         | 3,200 cfs                    | 720.0 af                       |
|                              |                    |                  | 3,200 cfs                    | 720.0 af                       |

**LOCATION OF POINT(S) OF DIVERSION**

|              |           |                        |               |
|--------------|-----------|------------------------|---------------|
| GROUND WATER | SESE      | Sec 20 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | SWSW      | Sec 22 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SESE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWNE      | Sec 28 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | NENE      | Sec 34 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SENE      | Sec 35 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | NWNW      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | NWSE      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L1 (NENE) | Sec 2 Twp 03S Rge 04E  | ELMORE County |
| GROUND WATER | L4 (NWNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | L5 (SWNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 02S | 04E | 20  | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      | 40.0 |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 | 360.0  |
| 02S | 04E | 22  |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      | 320.0  |
| 02S | 04E | 25  |      |      |      |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      | 160.0  |
| 02S | 04E | 26  |      | 40.0 |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      |      | 200.0  |
| 02S | 04E | 27  |      |      | 40.0 | 40.0 |      |      | 40.0 | 40.0 |      |      |      |      | 39.0 | 40.0 | 40.0 | 40.0 | 399.0  |
| 02S | 04E | 28  | 40   | 40   | 40   | 40   |      |      |      |      |      |      |      |      | 40   | 40   | 40   | 40   | 320    |
| 02S | 04E | 34  | 40   | 40   | 40   | 40   | 39   |      |      | 39   |      |      |      |      |      |      |      |      | 238    |
| 02S | 04E | 35  | 40.0 | 39.0 | 39.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 638.0  |
| 02S | 04E | 36  | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      | 40   | 39   | 39   | 40   | 478    |
| 02S | 05E | 19  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      | 320    |
| 02S | 05E | 29  |      |      |      |      |      |      |      |      |      | 40   | 29   |      |      |      |      |      | 69     |
| 02S | 05E | 30  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 480    |
| 02S | 05E | 31  | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 41.0 | 40.0 | 40.0 | 42.0 | 43.0 | 646.0  |
| 02S | 05E | 32  |      |      |      |      |      | 38   | 39   |      |      |      | L 4  | L 3  |      |      | L 2  | L 1  | 77     |

Transfer No. 81560

**WATER RIGHT NO. 61-7239**  
**As Modified by Transfer No. 81560**

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 03S | 04E | 1   | 61.0 | 45.0 |      | 53.0 |      |      |      |      | 40.0 | 39.0 | 39.0 | 40.0 |      |      |      |      | 317.0  |
|     |     |     | L 1  | L 2  |      | L 5  |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 2   | 46.0 | 44.0 | 39.0 | 40.0 |      |      |      |      |      |      |      |      |      |      |      |      | 169.0  |
|     |     |     | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 13  | 54.0 |      | 39.0 | 54.0 |      |      |      |      |      |      |      |      | 54.0 |      | 38.0 | 54.0 | 293.0  |
|     |     |     | L 1  |      |      | L 2  |      |      |      |      |      |      |      |      | L 3  |      |      | L 4  |        |
| 03S | 05E | 6   | 39.0 | 40.0 | 41.0 | 41.0 | 39.0 | 45.0 | 46.0 | 41.0 | 41.0 | 46.0 | 46.0 | 40.0 | 41.0 | 41.0 | 41.0 | 41.0 | 669.0  |
|     |     |     | L 1  | L 2  |      |      | L 3  | L 4  | L 5  |      |      | L 6  | L 7  |      |      |      |      |      |        |
| 03S | 05E | 7   |      |      |      |      | 40.0 | 46.0 | 45.0 | 40.0 | 40.0 |      |      | 40.0 |      | 40.0 | 40.0 |      | 331.0  |
|     |     |     |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 05E | 18  |      |      |      |      | 40.0 | 45.0 | 45.0 | 40.0 |      |      |      |      |      |      |      |      | 170.0  |
|     |     |     |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |        |

Right Acre Limit: 160.0  
POU Total Acres: 6654.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 160 acres within the authorized place of use in a single irrigation season.
2. Rights 61-7197, 61-7239 and 61-7321 when combined shall not exceed a total annual maximum diversion volume of 3532.5 af and the irrigation of 785 acres.
3. Rights 61-7197, 61-7239, 61-7321, and 61-7442 when combined shall not exceed a total diversion rate of 14.70 cfs.
4. The following water rights when combined for all authorized uses shall not exceed a total diversion rate of 74.74 cfs, a total annual maximum diversion volume of 19,943 af, and the irrigation of 4692.8 acres. 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.
5. The total instantaneous diversion of water from all points of diversion within the Cinder Cone Butte Critical Groundwater Area as designated on May 7, 1981 under rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081 shall not exceed 73.04 cfs, nor a total combined annual volume of 19,359 af.
6. The total instantaneous diversion of water under the rights listed below shall not exceed 59 cfs, nor a total combined annual volume of 15,670 af from all points of diversion within the area designated as tributary to the Milner to Swan Falls reach of the Snake River. See IDAPA 37.03.08.030. Right numbers 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.

**WATER RIGHT NO. 61-7239**  
**As Modified by Transfer No. 81560**

**CONDITIONS OF APPROVAL**

7. To the extent necessary for administration between points of diversion for ground water, and between points of diversion for ground water and hydraulically connected surface sources, this right retains its original priority for well locations authorized under this right as identified in the Decree dated 10/26/2000.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
9. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 161.
10. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
11. Rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7265, 61-7306B, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080 and 61-12081 are limited to the irrigation of a specific 4,692.8 acres within the 6,654.0 acre place of use authorized by this right in a single irrigation season. The specific 4,692.8 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 4,692.8 acres to be irrigated within the 6,654.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
12. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
13. This right does not grant any right-of-way or easement across the land of another.
14. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

**WATER RIGHT NO. 61-7264A****As Modified by Transfer No. 81560**

In accordance with the approval of Transfer No. 81560, Water Right No. 61-7264A is now described as follows:

**Right Holder:** FRANK TIEGS LLC  
PO BOX 3110  
PASCO, WA 99302

**Priority Date:** 6/10/1976

**Source:** GROUND WATER

| <b>BENEFICIAL USE</b> | <b>From</b> | <b>To</b> | <b>Diversion Rate</b> | <b>Diversion Volume</b> |
|-----------------------|-------------|-----------|-----------------------|-------------------------|
| IRRIGATION            | 03/15       | to 11/15  | 10.740 cfs            | 2416.5 af               |
| COMMERCIAL            | 01/01       | to 12/31  | 1.270 cfs             | 218.0 af                |
| STOCKWATER            | 01/01       | to 12/31  | 1.270 cfs             | 218.0 af                |
|                       |             |           | 10.740 cfs            | 2225.0 af               |

**LOCATION OF POINT(S) OF DIVERSION**

|              |           |                        |               |
|--------------|-----------|------------------------|---------------|
| GROUND WATER | SESE      | Sec 20 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | SWSW      | Sec 22 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SESE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWNE      | Sec 28 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | NENE      | Sec 34 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SENE      | Sec 35 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | NWNW      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | NWSE      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L1 (NENE) | Sec 2 Twp 03S Rge 04E  | ELMORE County |
| GROUND WATER | L4 (NWNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | L5 (SWNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |

**PLACE OF USE: COMMERCIAL**

| Twp | Rng | Sec | NE |    |    |    | NW  |     |     |    | SW |    |     |     | SE |    |     |     | Totals |
|-----|-----|-----|----|----|----|----|-----|-----|-----|----|----|----|-----|-----|----|----|-----|-----|--------|
|     |     |     | NE | NW | SW | SE | NE  | NW  | SW  | SE | NE | NW | SW  | SE  | NE | NW | SW  | SE  |        |
| 02S | 05E | 31  | X  | X  | X  | X  |     |     |     |    | X  | X  | X   | X   | X  | X  | X   | X   |        |
|     |     |     |    |    |    |    |     |     |     |    |    |    | L 4 | L 3 |    |    | L 2 | L 1 |        |
| 02S | 05E | 32  |    |    |    |    |     | X   | X   |    |    |    |     |     |    |    |     |     | 0      |
| 03S | 05E | 6   |    |    |    |    | X   | X   | X   | X  |    |    |     |     |    |    |     |     | 0      |
|     |     |     |    |    |    |    | L 3 | L 4 | L 5 |    |    |    |     |     |    |    |     |     | 0      |



**WATER RIGHT NO. 61-7264A****As Modified by Transfer No. 81560****PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 02S | 04E | 20  | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      | 40.0 |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 | 360.0  |
| 02S | 04E | 22  |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      | 320.0  |
| 02S | 04E | 25  |      |      |      |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      | 160.0  |
| 02S | 04E | 26  |      | 40.0 |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      |      | 200.0  |
| 02S | 04E | 27  |      |      | 40.0 | 40.0 |      |      | 40.0 | 40.0 | 40.0 |      |      | 39.0 | 40.0 | 40.0 | 40.0 | 40.0 | 399.0  |
| 02S | 04E | 28  | 40   | 40   | 40   | 40   |      |      |      |      |      |      |      |      | 40   | 40   | 40   | 40   | 320    |
| 02S | 04E | 34  | 40   | 40   | 40   | 40   | 39   |      |      | 39   |      |      |      |      |      |      |      |      | 238    |
| 02S | 04E | 35  | 40.0 | 39.0 | 39.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 638.0  |
| 02S | 04E | 36  | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      | 40   | 39   | 39   | 40   | 478    |
| 02S | 05E | 19  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      | 320    |
| 02S | 05E | 29  |      |      |      |      |      |      |      |      | 40   | 29   |      |      |      |      |      |      | 69     |
| 02S | 05E | 30  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 480    |
| 02S | 05E | 31  | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 41.0 | 40.0 | 40.0 | 42.0 | 43.0 | 646.0  |
|     |     |     |      |      |      |      |      |      |      |      |      | L 4  | L 3  |      |      |      | L 2  | L 1  |        |
| 02S | 05E | 32  |      |      |      |      |      | 38   | 39   |      |      |      |      |      |      |      |      |      | 77     |
| 03S | 04E | 1   | 61.0 | 45.0 |      | 53.0 |      |      |      |      | 40.0 | 39.0 | 39.0 | 40.0 |      |      |      |      | 317.0  |
|     |     |     | L 1  | L 2  |      | L 5  |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 2   | 46.0 | 44.0 | 39.0 | 40.0 |      |      |      |      |      |      |      |      |      |      |      |      | 169.0  |
|     |     |     | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 13  | 54.0 |      | 39.0 | 54.0 |      |      |      |      |      |      |      |      | 54.0 |      | 38.0 | 54.0 | 293.0  |
|     |     |     | L 1  |      |      | L 2  |      |      |      |      |      |      |      |      | L 3  |      |      | L 4  |        |
| 03S | 05E | 6   | 39.0 | 40.0 | 41.0 | 41.0 | 39.0 | 45.0 | 46.0 | 41.0 | 41.0 | 46.0 | 46.0 | 40.0 | 41.0 | 41.0 | 41.0 | 41.0 | 669.0  |
|     |     |     | L 1  | L 2  |      |      | L 3  | L 4  | L 5  |      |      | L 6  | L 7  |      |      |      |      |      |        |
| 03S | 05E | 7   |      |      |      |      | 40.0 | 46.0 | 45.0 | 40.0 | 40.0 |      |      | 40.0 |      | 40.0 | 40.0 |      | 331.0  |
|     |     |     |      |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |        |
| 03S | 05E | 18  |      |      |      |      | 40.0 | 45.0 | 45.0 | 40.0 |      |      |      |      |      |      |      |      | 170.0  |
|     |     |     |      |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |        |

Right Acre Limit: 446.0  
 POU Total Acres: 6654.0

**PLACE OF USE: STOCKWATER**

| Twp | Rng | Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 02S | 05E | 31  |    | X  | X  |    |    |    |    |    |    |    |    |    |    |    |    |    | 0      |

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 446 acres within the place of use described above in a single irrigation season.
2. Rights 61-7247B, 61-7263, 61-7264A, and 61-7264B when combined shall not exceed a total diversion rate of 11.36 cfs.
3. The following water rights when combined for all authorized uses shall not exceed a total diversion rate of 74.74 cfs, a total annual maximum diversion volume of 19,943 af, and the irrigation of 4692.8 acres. 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.

Transfer No. 81560

**WATER RIGHT NO. 61-7264A**

**As Modified by Transfer No. 81560**

**CONDITIONS OF APPROVAL**

4. The total instantaneous diversion of water from all points of diversion within the Cinder Cone Butte Critical Groundwater Area as designated on May 7, 1981 under rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081 shall not exceed 73.04 cfs, nor a total combined annual volume of 19,359 af.
5. The total instantaneous diversion of water under the rights listed below shall not exceed 59 cfs, nor a total combined annual volume of 15,670 af from all points of diversion within the area designated as tributary to the Milner to Swan Falls reach of the Snake River. See IDAPA 37.03.08.030. Right numbers 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.
6. To the extent necessary for administration between points of diversion for ground water, and between points of diversion for ground water and hydraulically connected surface sources, this right retains its original priority for well locations authorized under this right as identified in Transfer 80697 dated 03/24/2017.
7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
8. Rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7265, 61-7306B, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080 and 61-12081 are limited to the irrigation of a specific 4,692.8 acres within the 6,654.0 acre place of use authorized by this right in a single irrigation season. The specific 4,692.8 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 4,692.8 acres to be irrigated within the 6,654.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
9. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 161.
10. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
11. Commercial use is for a dairy.
12. The place of commercial use authorized by this approval includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements. Water diverted under this approval shall not be used for irrigation unless the water is first used in the dairy as authorized by this water right.

**WATER RIGHT NO. 61-7264A**

**As Modified by Transfer No. 81560**

**CONDITIONS OF APPROVAL**

13. Approval of transfer 81560 does not confirm the validity of the stockwater or commercial use authorized by this water right.
14. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
15. This right does not grant any right-of-way or easement across the land of another.
16. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
17. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
18. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

**WATER RIGHT NO. 61-7263****As Modified by Transfer No. 81560**

In accordance with the approval of Transfer No. 81560, Water Right No. 61-7263 is now described as follows:

**Right Holder:** FRANK TIEGS LLC  
PO BOX 3350  
PASCO, WA 99302-3350

**Priority Date:** 4/1/1976

**Source:** GROUND WATER

| <b><u>BENEFICIAL USE</u></b> | <b><u>From</u></b> | <b><u>To</u></b> | <b><u>Diversion Rate</u></b> | <b><u>Diversion Volume</u></b> |
|------------------------------|--------------------|------------------|------------------------------|--------------------------------|
| IRRIGATION                   | 04/01              | to 10/31         | 2.400 cfs                    | 660.0 af                       |
|                              |                    |                  | 2.400 cfs                    | 660.0 af                       |

**LOCATION OF POINT(S) OF DIVERSION**

|              |           |                        |               |
|--------------|-----------|------------------------|---------------|
| GROUND WATER | SESE      | Sec 20 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | SWSW      | Sec 22 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SESE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWNE      | Sec 28 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | NENE      | Sec 34 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SENE      | Sec 35 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | NWNW      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | NWSE      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L1 (NENE) | Sec 2 Twp 03S Rge 04E  | ELMORE County |
| GROUND WATER | L4 (NWNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | L5 (SWNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 02S | 04E | 20  | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      | 40.0 |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 | 360.0  |
| 02S | 04E | 22  |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      | 320.0  |
| 02S | 04E | 25  |      |      |      |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      | 160.0  |
| 02S | 04E | 26  |      | 40.0 |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      |      | 200.0  |
| 02S | 04E | 27  |      |      | 40.0 | 40.0 |      |      | 40.0 | 40.0 |      |      |      | 39.0 | 40.0 | 40.0 | 40.0 | 40.0 | 399.0  |
| 02S | 04E | 28  | 40   | 40   | 40   | 40   |      |      |      |      |      |      |      |      | 40   | 40   | 40   | 40   | 320    |
| 02S | 04E | 34  | 40   | 40   | 40   | 40   | 39   |      |      | 39   |      |      |      |      |      |      |      |      | 238    |
| 02S | 04E | 35  | 40.0 | 39.0 | 39.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 638.0  |
| 02S | 04E | 36  | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      | 40   | 39   | 39   | 40   | 478    |
| 02S | 05E | 19  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      | 320    |
| 02S | 05E | 29  |      |      |      |      |      |      |      |      | 40   | 29   |      |      |      |      |      |      | 69     |
| 02S | 05E | 30  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 480    |
| 02S | 05E | 31  | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 41.0 | 40.0 | 40.0 | 42.0 | 43.0 | 646.0  |
| 02S | 05E | 32  |      |      |      |      |      | 38   | 39   |      |      |      | L 4  | L 3  |      |      | L 2  | L 1  | 77     |

Transfer No. 81560

**WATER RIGHT NO. 61-7263****As Modified by Transfer No. 81560****PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 03S | 04E | 1   | 61.0 | 45.0 |      | 53.0 |      |      |      |      | 40.0 | 39.0 | 39.0 | 40.0 |      |      |      |      | 317.0  |
|     |     |     | L 1  | L 2  |      | L 5  |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 2   | 46.0 | 44.0 | 39.0 | 40.0 |      |      |      |      |      |      |      |      |      |      |      |      | 169.0  |
|     |     |     | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 13  | 54.0 |      | 39.0 | 54.0 |      |      |      |      |      |      |      |      | 54.0 |      | 38.0 | 54.0 | 293.0  |
|     |     |     | L 1  |      |      | L 2  |      |      |      |      |      |      |      |      | L 3  |      |      | L 4  |        |
| 03S | 05E | 6   | 39.0 | 40.0 | 41.0 | 41.0 | 39.0 | 45.0 | 46.0 | 41.0 | 41.0 | 46.0 | 46.0 | 40.0 | 41.0 | 41.0 | 41.0 | 41.0 | 669.0  |
|     |     |     | L 1  | L 2  |      |      | L 3  | L 4  | L 5  |      |      | L 6  | L 7  |      |      |      |      |      |        |
| 03S | 05E | 7   |      |      |      |      | 40.0 | 46.0 | 45.0 | 40.0 | 40.0 |      |      | 40.0 |      | 40.0 | 40.0 |      | 331.0  |
|     |     |     |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 05E | 18  |      |      |      |      | 40.0 | 45.0 | 45.0 | 40.0 |      |      |      |      |      |      |      |      | 170.0  |
|     |     |     |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |        |

Right Acre Limit: 165.0  
 POU Total Acres: 6654.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 165 acres within the place of use described above in a single irrigation season.
2. Rights 61-7247B, 61-7263, 61-7264A, and 61-7264B when combined shall not exceed a total diversion rate of 11.36 cfs.
3. The following water rights when combined for all authorized uses shall not exceed a total diversion rate of 74.74 cfs, a total annual maximum diversion volume of 19,943 af, and the irrigation of 4692.8 acres. 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.
4. The total instantaneous diversion of water from all points of diversion within the Cinder Cone Butte Critical Groundwater Area as designated on May 7, 1981 under rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081 shall not exceed 73.04 cfs, nor a total combined annual volume of 19,359 af.
5. The total instantaneous diversion of water under the rights listed below shall not exceed 59 cfs, nor a total combined annual volume of 15,670 af from all points of diversion within the area designated as tributary to the Milner to Swan Falls reach of the Snake River. See IDAPA 37.03.08.030. Right numbers 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.
6. To the extent necessary for administration between points of diversion for ground water, and between points of diversion for ground water and hydraulically connected surface sources, this right retains its original priority for well locations authorized under this right as identified in Transfer 80697 dated 03/24/2017.

Transfer No. 81560

**WATER RIGHT NO. 61-7263**

**As Modified by Transfer No. 81560**

**CONDITIONS OF APPROVAL**

7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
8. Rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7265, 61-7306B, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080 and 61-12081 are limited to the irrigation of a specific 4,692.8 acres within the 6,654.0 acre place of use authorized by this right in a single irrigation season. The specific 4,692.8 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 4,692.8 acres to be irrigated within the 6,654.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
9. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 161.
10. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
11. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 10/26/2000.
12. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
13. This right does not grant any right-of-way or easement across the land of another.
14. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

**WATER RIGHT NO. 61-7264B****As Modified by Transfer No. 81560**

In accordance with the approval of Transfer No. 81560, Water Right No. 61-7264B is now described as follows:

**Right Holder:** FRANK TIEGS LLC  
PO BOX 3110  
PASCO, WA 99302

**Priority Date:** 6/10/1976

**Source:** GROUND WATER

| <b>BENEFICIAL USE</b> | <b>From</b> | <b>To</b> | <b>Diversion Rate</b> | <b>Diversion Volume</b> |
|-----------------------|-------------|-----------|-----------------------|-------------------------|
| IRRIGATION            | 3/15        | to 11/15  | 0.400 cfs             | 90.0 af                 |
|                       |             |           | 0.400 cfs             | 90.0 af                 |

**LOCATION OF POINT(S) OF DIVERSION**

|              |           |                        |               |
|--------------|-----------|------------------------|---------------|
| GROUND WATER | SESE      | Sec 20 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | SWSW      | Sec 22 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SESE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWNE      | Sec 28 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | NENE      | Sec 34 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SENE      | Sec 35 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | NWNW      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | NWSE      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L1 (NENE) | Sec 2 Twp 03S Rge 04E  | ELMORE County |
| GROUND WATER | L4 (NWNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | L5 (SWNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |       | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|-------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE    |        |
| 02S | 04E | 20  | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      | 40.0 |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0  | 360.0  |
| 02S | 04E | 22  |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |       | 320.0  |
| 02S | 04E | 25  |      |      |      |      |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |       | 160.0  |
| 02S | 04E | 26  |      | 40.0 |      |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |       | 200.0  |
| 02S | 04E | 27  |      |      | 40.0 | 40.0 |      |      | 40.0 | 40.0 | 40.0 |      |      | 39.0 | 40.0 | 40.0 | 40.0 | 40.0  | 399.0  |
| 02S | 04E | 28  | 40   | 40   | 40   | 40   |      |      |      |      |      |      |      |      | 40   | 40   | 40   | 40    | 320    |
| 02S | 04E | 34  | 40   | 40   | 40   | 40   | 39   |      |      | 39   |      |      |      |      |      |      |      |       | 238    |
| 02S | 04E | 35  | 40.0 | 39.0 | 39.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0  | 638.0  |
| 02S | 04E | 36  | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      | 40   | 39   | 39   | 40    | 478    |
| 02S | 05E | 19  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |       | 320    |
| 02S | 05E | 29  |      |      |      |      |      |      |      |      |      | 40   | 29   |      |      |      |      |       | 69     |
| 02S | 05E | 30  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40    | 480    |
| 02S | 05E | 31  | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 41.0 | 40.0 | 40.0 | 42.0 | 43.0 | 646.0 |        |
| 02S | 05E | 32  |      |      |      |      |      | 38   | 39   |      |      |      | L 4  | L 3  |      |      | L 2  | L 1   | 77     |

Transfer No. 81560

**WATER RIGHT NO. 61-7264B****As Modified by Transfer No. 81560****PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 03S | 04E | 1   | 61.0 | 45.0 |      | 53.0 |      |      |      |      | 40.0 | 39.0 | 39.0 | 40.0 |      |      |      |      | 317.0  |
|     |     |     | L 1  | L 2  |      | L 5  |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 2   | 46.0 | 44.0 | 39.0 | 40.0 |      |      |      |      |      |      |      |      |      |      |      |      | 169.0  |
|     |     |     | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 13  | 54.0 |      | 39.0 | 54.0 |      |      |      |      |      |      |      |      | 54.0 |      | 38.0 | 54.0 | 293.0  |
|     |     |     | L 1  |      |      | L 2  |      |      |      |      |      |      |      |      | L 3  |      |      | L 4  |        |
| 03S | 05E | 6   | 39.0 | 40.0 | 41.0 | 41.0 | 39.0 | 45.0 | 46.0 | 41.0 | 41.0 | 46.0 | 46.0 | 40.0 | 41.0 | 41.0 | 41.0 | 41.0 | 669.0  |
|     |     |     | L 1  | L 2  |      |      | L 3  | L 4  | L 5  |      |      |      | L 6  | L 7  |      |      |      |      |        |
| 03S | 05E | 7   |      |      |      |      | 40.0 | 46.0 | 45.0 | 40.0 | 40.0 |      |      | 40.0 |      | 40.0 | 40.0 |      | 331.0  |
|     |     |     |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 05E | 18  |      |      |      |      | 40.0 | 45.0 | 45.0 | 40.0 |      |      |      |      |      |      |      |      | 170.0  |
|     |     |     |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |        |

Right Acre Limit: 20.0  
 POU Total Acres: 6654.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 20.0 acres within the place of use described above in a single irrigation season.
2. The following water rights when combined for all authorized uses shall not exceed a total diversion rate of 74.74 cfs, a total annual maximum diversion volume of 19,943 af, and the irrigation of 4692.8 acres. 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.
3. The total instantaneous diversion of water from all points of diversion within the Cinder Cone Butte Critical Groundwater Area as designated on May 7, 1981 under rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081 shall not exceed 73.04 cfs, nor a total combined annual volume of 19,359 af.
4. The total instantaneous diversion of water under the rights listed below shall not exceed 59 cfs, nor a total combined annual volume of

15,670 af from all points of diversion within the area designated as tributary to the Milner to Swan Falls reach of the Snake River. See

IDAPA 37.03.08.030. Right numbers 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263,

61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.



**WATER RIGHT NO. 61-7264B**

**As Modified by Transfer No. 81560**

**CONDITIONS OF APPROVAL**

5. To the extent necessary for administration between points of diversion for ground water, and between points of diversion for ground water  
  
and hydraulically connected surface sources, this right retains its original priority for well locations authorized under this right as  
  
identified in Transfer 80697 dated 03/24/2017.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
7. Rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7265, 61-7306B, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080 and 61-12081 are limited to the irrigation of a specific 4,692.8 acres within the 6,654.0 acre place of use authorized by this right in a single irrigation season. The specific 4,692.8 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 4,692.8 acres to be irrigated within the 6,654.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
8. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 161.
9. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
10. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
11. This right does not grant any right-of-way or easement across the land of another.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

**WATER RIGHT NO. 61-7399****As Modified by Transfer No. 81560**

In accordance with the approval of Transfer No. 81560, Water Right No. 61-7399 is now described as follows:

**Right Holder:** FRANK TIEGS LLC  
PO BOX 3110  
PASCO, WA 99302

**Priority Date:** 4/5/1980

**Source:** GROUND WATER

| <b>BENEFICIAL USE</b> | <b>From</b> | <b>To</b> | <b>Diversion Rate</b> | <b>Diversion Volume</b> |
|-----------------------|-------------|-----------|-----------------------|-------------------------|
| IRRIGATION            | 03/15       | to 11/15  | 2.200 cfs             | 440.0 af                |
|                       |             |           | 2.200 cfs             | 440.0 af                |

**LOCATION OF POINT(S) OF DIVERSION**

|              |           |                        |               |
|--------------|-----------|------------------------|---------------|
| GROUND WATER | SESE      | Sec 20 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | SWSW      | Sec 22 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SESE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 27 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWNE      | Sec 28 Twp 02S Rge 04E | ADA County    |
| GROUND WATER | NENE      | Sec 34 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SENE      | Sec 35 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | SWSE      | Sec 36 Twp 02S Rge 04E | ELMORE County |
| GROUND WATER | NWNW      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | NWSE      | Sec 30 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L2 (SWSE) | Sec 31 Twp 02S Rge 05E | ELMORE County |
| GROUND WATER | L1 (NENE) | Sec 2 Twp 03S Rge 04E  | ELMORE County |
| GROUND WATER | L4 (NWNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | L5 (SWNW) | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |
| GROUND WATER | NESW      | Sec 6 Twp 03S Rge 05E  | ELMORE County |

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 02S | 04E | 20  | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      | 40.0 |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 | 360.0  |
| 02S | 04E | 22  |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      | 320.0  |
| 02S | 04E | 25  |      |      |      |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      | 160.0  |
| 02S | 04E | 26  |      | 40.0 |      |      |      |      |      | 40.0 | 40.0 | 40.0 | 40.0 |      |      |      |      |      | 200.0  |
| 02S | 04E | 27  |      |      | 40.0 | 40.0 |      |      | 40.0 | 40.0 | 40.0 |      |      | 39.0 | 40.0 | 40.0 | 40.0 | 40.0 | 399.0  |
| 02S | 04E | 28  | 40   | 40   | 40   | 40   |      |      |      |      |      |      |      |      | 40   | 40   | 40   | 40   | 320    |
| 02S | 04E | 34  | 40   | 40   | 40   | 40   | 39   |      |      | 39   |      |      |      |      |      |      |      |      | 238    |
| 02S | 04E | 35  | 40.0 | 39.0 | 39.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 638.0  |
| 02S | 04E | 36  | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      | 40   | 39   | 39   | 40   | 478    |
| 02S | 05E | 19  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   |      |      |      |      | 320    |
| 02S | 05E | 29  |      |      |      |      |      |      |      |      |      | 40   | 29   |      |      |      |      |      | 69     |
| 02S | 05E | 30  |      |      |      |      | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 40   | 480    |
| 02S | 05E | 31  | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 41.0 | 40.0 | 40.0 | 40.0 | 42.0 | 43.0 | 646.0  |
| 02S | 05E | 32  |      |      |      |      |      | 38   | 39   |      |      |      | L 4  | L 3  |      |      | L 2  | L 1  | 77     |

Transfer No. 81560

**WATER RIGHT NO. 61-7399**  
**As Modified by Transfer No. 81560**

**PLACE OF USE: IRRIGATION**

| Twp | Rng | Sec | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   | NE   | NW   | SW   | SE   |        |
| 03S | 04E | 1   | 61.0 | 45.0 |      | 53.0 |      |      |      |      | 40.0 | 39.0 | 39.0 | 40.0 |      |      |      |      | 317.0  |
|     |     |     | L 1  | L 2  |      | L 5  |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 2   | 46.0 | 44.0 | 39.0 | 40.0 |      |      |      |      |      |      |      |      |      |      |      |      | 169.0  |
|     |     |     | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 04E | 13  | 54.0 |      | 39.0 | 54.0 |      |      |      |      |      |      |      |      | 54.0 |      | 38.0 | 54.0 | 293.0  |
|     |     |     | L 1  |      |      | L 2  |      |      |      |      |      |      |      |      | L 3  |      |      | L 4  |        |
| 03S | 05E | 6   | 39.0 | 40.0 | 41.0 | 41.0 | 39.0 | 45.0 | 46.0 | 41.0 | 41.0 | 46.0 | 46.0 | 40.0 | 41.0 | 41.0 | 41.0 | 41.0 | 669.0  |
|     |     |     | L 1  | L 2  |      |      | L 3  | L 4  | L 5  |      |      | L 6  | L 7  |      |      |      |      |      |        |
| 03S | 05E | 7   |      |      |      |      | 40.0 | 46.0 | 45.0 | 40.0 | 40.0 |      |      | 40.0 |      | 40.0 | 40.0 |      | 331.0  |
|     |     |     |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |        |
| 03S | 05E | 18  |      |      |      |      | 40.0 | 45.0 | 45.0 | 40.0 |      |      |      |      |      |      |      |      | 170.0  |
|     |     |     |      |      |      |      | L 1  | L 2  |      |      |      |      |      |      |      |      |      |      |        |

Right Acre Limit: 110.0  
POU Total Acres: 6654.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 110 acres within the place of use described above in a single irrigation season.
2. Rights 61-7203 and 61-7399 when combined shall not exceed a total diversion rate of 2.30 cfs and a total annual maximum diversion volume of 1,103 af.
3. The following water rights when combined for all authorized uses shall not exceed a total diversion rate of 74.74 cfs, a total annual maximum diversion volume of 19,943 af, and the irrigation of 4692.8 acres. 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.
4. The total instantaneous diversion of water from all points of diversion within the Cinder Cone Butte Critical Groundwater Area as designated on May 7, 1981 under rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081 shall not exceed 73.04 cfs, nor a total combined annual volume of 19,359 af.
5. The total instantaneous diversion of water under the rights listed below shall not exceed 59 cfs, nor a total combined annual volume of 15,670 af from all points of diversion within the area designated as tributary to the Milner to Swan Falls reach of the Snake River. See IDAPA 37.03.08.030. Right numbers 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.
6. To the extent necessary for administration between points of diversion for ground water, and between points of diversion for ground water and hydraulically connected surface sources, this right retains its original priority for well locations authorized under this right as identified in the Decree dated 12/30/2012.

Transfer No. 81560

**WATER RIGHT NO. 61-7399**

**As Modified by Transfer No. 81560**

**CONDITIONS OF APPROVAL**

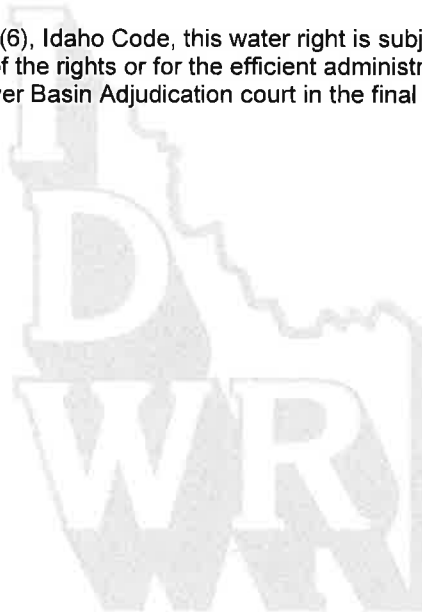
7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
8. Rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7265, 61-7306B, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080 and 61-12081 are limited to the irrigation of a specific 4,692.8 acres within the 6,654.0 acre place of use authorized by this right in a single irrigation season. The specific 4,692.8 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 4,692.8 acres to be irrigated within the 6,654.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
9. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 161.
10. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
11. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 6/19/2006.
12. This right is for the use of trust water, and it is subject to review 5 years after the approval of Transfer 81560 to re-evaluate the availability of trust water for the authorized use and to re-evaluate the public interest criteria for reallocating trust water.
13. When the minimum stream flow water rights in the Snake River at Murphy Gage are not being satisfied, the right holder shall cease diverting water for the consumptive uses authorized by this right. The minimum stream flow water rights are for 3,900 cfs from April 1 through October 31 and 5,600 cfs from November 1 through March 31. See IDAPA 37.03.08.030.
14. This water right enjoys the benefit of subordination of hydropower water right nos. 02-00100, 02-4000A, 02-4001A, 02-02032A, 02-4000B, 02-4001B, 02-02032B, 02-02036, 02-02056, 02-02065, 02-02064, 02-10135, 02-02060, 02-02059, 02-02001B, 02-02001A, 02-02057, 37-02128, 37-02472, 37-02471, 37-20710, 37-20709, 36-02013, 36-02018 and 36-02026 only so long as the average daily flows as measured at the Murphy Gaging station meet or exceed the minimum stream flows established by state action.
15. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
16. This right does not grant any right-of-way or easement across the land of another.

**WATER RIGHT NO. 61-7399**

**As Modified by Transfer No. 81560**

**CONDITIONS OF APPROVAL**

17. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
18. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
19. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

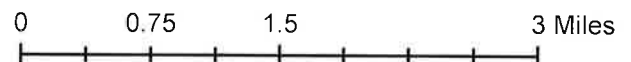
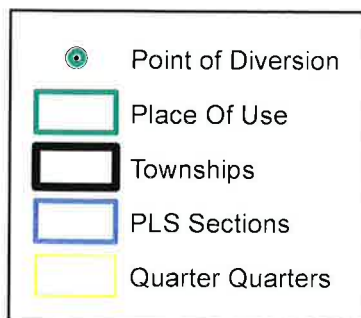
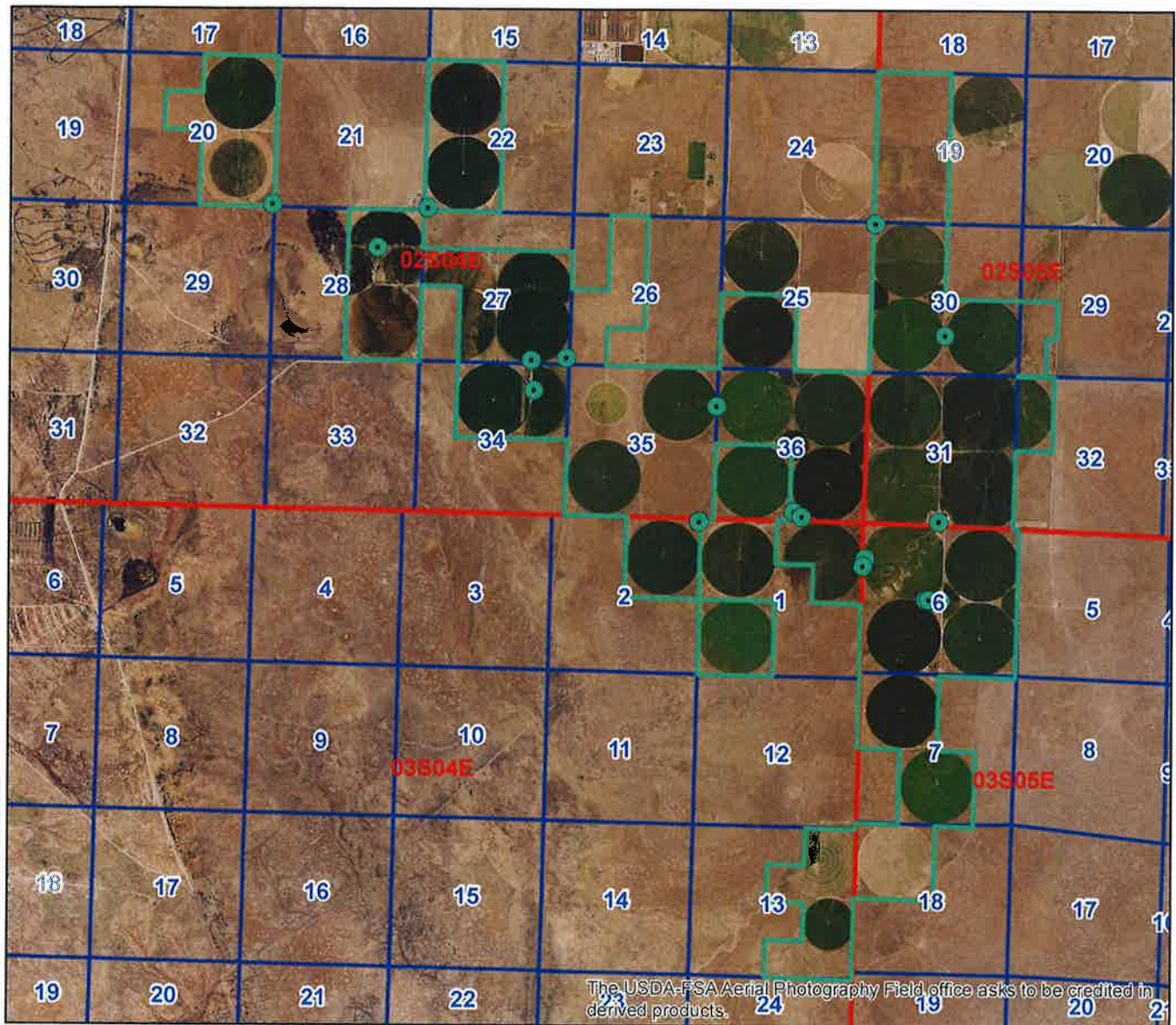


State of Idaho  
Department of Water Resources

## Attachment to Transfer No. 81560

Water Right(s): 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.







**State of Idaho**

**DEPARTMENT OF WATER RESOURCES**

Western Region • 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Website: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

BRAD LITTLE  
Governor

GARY SPACKMAN  
Director

May 18, 2020

FRANK TIEGS LLC  
PO BOX 3350  
PASCO WA 99302

Re: Transfer No: 81560

Water Right No(s): 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7265, 61-7306B, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, 61-12081

**Transfer Approval Notice**

Dear Water Right Holder and other Interested Persons:

The Department of Water Resources has issued the enclosed approved Transfer of Water Rights. Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Rights is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

If the transfer approval includes a condition requiring measuring and recording devices, such devices shall comply with specifications established by the Department. Detailed specifications are available on the Department's home page on the Internet, or you can request a copy by contacting any office of the Department. Please be sure to thoroughly review the specifications to avoid unnecessary costs for reinstallation or modification due to non-conforming or improperly installed devices.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at (208) 334-2190

Sincerely,

A handwritten signature in blue ink, appearing to read 'Kensie Thorneycroft', written in a cursive style.

Kensie Thorneycroft  
Administrative Assistant

Enclosure



## CERTIFICATE OF SERVICE

I hereby certify that on May 18, 2020 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Transfer) to the person(s) listed below:

**Re: Transfer No.: 81560**

**Water Right No(s): 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7265, 61-7306B, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, 61-12081**

FRANK TIEGS LLC  
PO BOX 3350  
PASCO WA 99302

BROCKWAY ENGINEERING PLLC  
C/O GREG SULLIVAN  
2016 N WASHINGTON ST STE 4  
TWIN FALLS ID 83301

STEVEN SCHOSSBERGER  
OREGON POTATO CO  
1205 E IRON EAGLE DR  
EAGLE ID 83616

RABO AGRIFINANCE LLC  
14767 N OUTER 40 RD STE 400  
CHESTERFIELD MO 63017

IDAHO POWER CO  
C/O JOHN SIMPSON  
BARKER ROSHOLT & SIMPSON LLP  
1010 JEFFERSON ST STE 102  
PO BOX 2139  
BOISE ID 83701



Kensie Thorneycroft  
Administrative Assistant

## **EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER**

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:**

### **PETITION FOR RECONSIDERATION**

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

### **EXCEPTIONS AND BRIEFS**

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

### **REQUEST FOR HEARING**

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

### **ORAL ARGUMENT**

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

### **CERTIFICATE OF SERVICE**

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

### **FINAL ORDER**

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) The petition for reconsideration is disposed of; or
- (b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

### **APPEAL OF FINAL ORDER TO DISTRICT COURT**

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

## MEMORANDUM

TO: Transfer No. 81560

FROM: Nick Miller

DATE: May 12, 2020

RE: Evaluation of Application

---

Frank Tiegs LLC filed Transfer 81560 with Western Region on March 29, 2017. The purpose of this transfer application is to create a permissible place of use for 25 ground water irrigation rights and describe 19 wells as points of diversion on each water right to reflect an interconnected irrigation system. The application was forwarded to the State Office on April 6, 2017 for processing. The application was advertised in August 2017. Idaho Power Company protested the application on September 11, 2017. The protest was resolved by a stipulation received at the department on May 9, 2019.

Prior to advertising, State Office Staff prepared an evaluation memorandum dated August 10, 2017. That memorandum concluded that the rights are valid and addressed three topics worth repeating here:

1. Right 61-7442 contained a condition prohibiting the right holder from filing a transfer. This condition will be removed.
2. Right 61-12017 will be reduced by 0.04 cfs to avoid enlargement by moving this water right to a separate system from 61-12016. The combined diversion rate limitation between the two rights will be removed.
3. Transfer 68468 was approved in 2001 and changed the nature of use of 91 acres from irrigation to commercial and stockwater for a dairy under water right 61-7264A. The memo proposes to reverse that transfer since the dairy was never developed and the 91 acres have remained irrigated.

Upon further review, the recommendation in #3 above is not an appropriate course of action with this transfer application. The information in the file supports the applicant intends this transfer to apply to the existing acreage limitation of 4692.8 acres. In his June 14, 2017 letter to the Department, Greg Sullivan specifically clarifies that no changes are proposed to the domestic, stockwater, or commercial POU's. Further, the information provided in that letter supports that 4,692.8 acres have been irrigated and are available for transfer. It is unclear whether the Department can or should reverse Transfer 68468 and change the nature of use back to irrigation or if that portion of 61-7264A is subject to forfeiture. Reversing the transfer as proposed in the August 2017 memo is further complicated because, subsequent to the transfer approval, water right 61-7264B was decreed in 2002 with a condition limiting the combined diversion volume to 2,975 AF for the rights subject to the transfer. Rather than attempt to resolve these issues within this transfer application, the commercial and stockwater portions of water right 61-7264A will remain unchanged and the right will carry the following condition to clarify that the validity of the stockwater and commercial uses was not confirmed through this transfer process:

*Approval of Transfer no. 81560 does not confirm the validity of the Stockwater or Commercial portions of this water right.*

The August 10, 2017 review memorandum did not fully address certain issues, including those raised through the protest and subsequent settlement. These issues are outlined and discussed below.

**Injury to Other Water Rights and Enlargement of Use:**

The proposal to change the water rights to reflect an integrated system to use these 25 water rights is not expected to injure other water rights or enlarge the use of water beyond what is already authorized. Most of the points of diversion already exist and no changes are proposed to the currently irrigated lands. The transfer application proposes to modify the water rights to authorize flexibility to provide water to the system from any well to irrigate any of the lands. However, the farm straddles several administrative boundaries, so the flexibility provided by the proposed changes raises concerns that diversion of water from these various administrative areas could shift to the detriment of the water supply in those areas and cause injury to users that rely on those supplies, or result in enlargement via an improved water supply in the event that administration or regulation varies between the areas. The concerns are a result of the unusual intersection of several administrative areas and represents a relatively uncommon situation. Nevertheless, this transfer could result in injury and/or enlargement unless appropriate conditions are imposed. These concerns are discussed below:

**1. Overall Combined diversion rate, volume, and acreage limitations**

Several of the water rights already bear conditions limiting diversion rate, diversion volume, and irrigated acreage when used together. These conditions will be retained, unless the existing conditions simply state additive amounts based on the face elements of the rights. In addition to existing combined limits for specific sub-sets of water rights, each right in this transfer will bear a condition that limits the total rate, volume, and acreage under all of the rights. That condition will read as follows:

*The following water rights when combined for all authorized uses shall not exceed a total diversion rate of 74.74 cfs, a total annual maximum diversion volume of 19,943 af, and the irrigation of 4692.8 acres. 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081*

**2. Increased use of the water within the Cinder Cone Butte Critical Groundwater Area (CBCGWA).**

Most of the 25 water rights already authorize multiple points of diversion. All of the water rights except 61-7442 authorize diversion from wells within the CBCGWA. Authorizing 61-7442 to be diverted from any of the wells could increase the use of groundwater within the CBCGWA and cannot be approved without conditions to prevent additional use within the CBCGWA. Two conditions should be added to address this. The first condition should be added to 61-7442 and identifies the original point of diversion outside the CBCGWA so in the event of administration, this right is not diverted from the CBCGWA. That condition should read as follows:

*To the extent necessary for administration between points of diversion for ground water, and between points of diversion for ground water and hydraulically connected surface sources,*

*this right retains its original priority date of 6/24/1997 for well locations authorized under this right as identified in the license dated November 15, 1999.*

Another condition should be added to all water rights included in this transfer and will limit the total diversion rate and volume authorized from wells within the CBCGWA to no more than what was authorized prior to this transfer. That condition should read as follows:

*The total instantaneous diversion of water from all points of diversion within the Cinder Cone Butte Critical Groundwater Area as designated on May 7, 1981 under rights 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081 shall not exceed 73.04 cfs, nor a total combined annual volume of 19,359 af.*

Note that this combined rate and volume limitation is based on the total quantities authorized by the rights, rather than on the estimate of historical beneficial use provided by the applicant in a February 10, 2019 email.

**3. Increased use of water tributary to the Snake River at Murphy Gage.**

Most of the 25 water rights already authorize multiple points of diversion. All of the water rights except three (61-7210, 61-12013, and 61-12080) already authorize diversion of ground water from within the area designated as tributary to the Snake River above Murphy Gage (the Trust Water Boundary). This transfer cannot increase the quantity of water authorized to be diverted from within the Trust Water Boundary as this could result in injury to other rights, particularly those associated with the Swan Falls Agreement, including the minimum streamflow water rights held by the Idaho Water Resource Board, and Idaho Power's water rights. Note that the Trust Water Boundary was defined for purposes associated with the Swan Falls Agreement and is an administrative boundary and not necessarily a hydrologic boundary. In fact, for rights in this transfer, existing points of diversion that are outside of the Trust Water Boundary are hydrologically upgradient of the boundary, and so likely have a similar physical impact to flows in the Snake River as the existing points of diversion that are within the Trust Water Boundary. Nevertheless, the department must respect the Trust Water Boundary and ensure that the proposed changes to these water rights do not result in authorization to increase the use of water within the Trust Water Boundary beyond what was authorized before the transfer.

To prevent authorizing an increase in the use of water within the Trust Water Boundary, the rights should bear a condition limiting the total diversion rate and volume from wells within the Trust Water Boundary so as to exclude the rate and volume of water authorized by the three water rights that currently do not authorize the use of water diverted from within the Trust Water Boundary. That condition should read as follows:

*The total instantaneous diversion of water under the rights listed below shall not exceed 59 cfs, nor a total combined annual volume of 15,670 af from all points of diversion within the area designated as tributary to the Milner to Swan Falls*

*reach of the Snake River. See IDAPA 37.03.08.030. Right numbers 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7306B, 61-7265, 61-7321, 61-7330, 61-7399, 61-7442, 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, and 61-12081.*

**4. The impact, in the event of administration, of authorizing points of diversion within administrative areas for rights that currently are not authorized to divert therefrom.**

The administrative boundaries that influence this transfer application are administrative and not necessarily hydrologic boundaries. The flexibility to use any of 19 points of diversion for each of the 25 water rights should not have the effect of giving the applicant the opportunity to comply with a curtailment order without actually reducing use of the resource. This transfer should not, for example, enable the applicant to comply with an order not to divert a junior water right within the Trust Water Boundary by simply instead using a well across the street that happens to be outside of the boundary and that would not have been available to divert the right but for this transfer approval. Each water right should be conditioned to identify the wells authorized to be used prior to this transfer to prevent injury in the event of administration.

*To the extent necessary for administration between points of diversion for ground water, and between points of diversion for ground water and hydraulically connected surface sources, this right retains its original priority for well locations authorized under this right as identified in the <<license or Decree or Transfer XXX >> dated <<November 15, 1999 – varies>>.*

**5. Trust Water Conditioning**

The *Notice of Conditional Withdrawal of Protest* (“Notice”), filed by Idaho Power Company on May 9, 2019, requires, as a condition of their protest withdrawal, that any approval of the transfer include certain conditions identifying rights as diverting trust water and curtailing diversion of those rights when the minimum streamflows at Murphy Gage are not satisfied. The Department should apply the conditions listed in the Notice to identify rights that do not enjoy unqualified subordination under the Swan Falls Settlement and subsequent decrees.

- Two rights (61-7204 and 61-7399) are B-list rights that enjoy qualified subordination, so they get B-list condition and also the conditions required by the Notice.
- WR 61-7442 has a non-traditional processing history that deserves some discussion regarding whether it should receive the conditions required by the Notice. The use was developed prior 1984. The permit originally had a priority date of 1981, and proof was submitted in 1982, but without a fee. The fee was not submitted upon request and the permit lapsed in 1988. The permit was reinstated in 1997 with a 1997 priority date, and was licensed in 1999 without any mention of whether or not the right enjoys any level of subordination to

Idaho Power Company's rights or whether it diverts "trust water". The original point of diversion is within the Trust Water Boundary.

On the one hand, Idaho Power conceptually agreed to unqualified subordination to rights developed prior to 1984, but on the other hand, the actual language on the partial decrees says the rights are subordinate to rights with a priority date senior to 10/25/1984. In terms of delivery, this water right is junior to the IWRB's minimum streamflow water rights and those rights are not subordinated to 61-7442, so if the minimum streamflows are not maintained this right would be curtailed with or without the second condition required by the Notice.

However, since the right bears a priority junior to 10/25/1984, it does not enjoy subordination of Idaho Power's water rights and, therefore should be identified as diverting trust water and should contain both conditions required by the Notice.

- Remaining water rights all enjoy unqualified subordination with priorities senior to 10/25/1984 and do not require conditioning relative to Swan Falls Trust water, other than the rate and volume limitations discussed elsewhere in this memo.



## Miller, Nick

---

**From:** Greg Sullivan <greg.sullivan@brockwayeng.com>  
**Sent:** Wednesday, February 20, 2019 4:28 PM  
**To:** Miller, Nick  
**Subject:** Frank Tiegs Transfer  
**Attachments:** Exhibit B Mountain Home PPU Transfer.pdf; MT Home PPU Well Locations 2019.jpg; Cinder Butte Wells Labels.jpg

Nick,

See the attached documents. Let me know if I need to provide you with anything else.

Greg Sullivan  
Brockway Engineering  
2016 North Washington Street, Suite 4  
Twin Falls, Idaho 83301  
208-736-8543

*All information, calculations, maps, drawings, or other documents transmitted via e-mail are preliminary unless explicitly stated in the e-mail text or in the documents themselves.*

**Exhibit B**  
**Points of Diversion**

**RECEIVED**  
**FEB 20 2019**  
**WATER RESOURCES**  
**WESTERN REGION**

|     | Township | Range | Sec.  | QQQ | QQ | Q  | County | Local Name  |
|-----|----------|-------|-------|-----|----|----|--------|-------------|
| 1   | 2S       | 4E    | 20    |     | SE | SE | Ada    |             |
| 2   | 2S       | 4E    | 22    |     | SW | SW | Elmore |             |
| 3   | 2S       | 4E    | 27    |     | SE | SE | Elmore |             |
| 4   | 2S       | 4E    | 27    |     | SW | SE | Elmore |             |
| 5   | 2S       | 4E    | 28    |     | SW | NE | Ada    |             |
| 6   | 2S       | 4E    | 34    |     | NE | NE | Elmore |             |
| 7   | 2S       | 4E    | 35    |     | SE | NE | Elmore |             |
| 8   | 2S       | 4E    | 36    |     | SW | SE | Elmore |             |
| 9   | 2S       | 4E    | 36    |     | SW | SE | Elmore |             |
| 10  | 3S       | 4E    | 2     |     | NE | NE | Elmore |             |
| 11  | 2S       | 5E    | 30    |     | NW | NW | Elmore |             |
| 12  | 2S       | 5E    | 30    |     | NW | SE | Elmore |             |
| 13  | 2S       | 5E    | 31    |     | SW | SE | Elmore |             |
| 13B | 2S       | 5E    | 32/31 |     | SW | SE | Elmore |             |
| 14  | 3S       | 5E    | 6     |     | NW | NW | Elmore |             |
| 15  | 3S       | 5E    | 6     |     | SW | NW | Elmore |             |
| 16  | 3S       | 5E    | 6     |     | NE | SW | Elmore | Middle Well |
| 17  | 3S       | 5E    | 6     |     | NE | SW | Elmore | East Well   |
| 18  | 3S       | 5E    | 6     |     | NE | SW | Elmore | West Well   |





0 0.25 0.5 1 Miles

## CINDER BUTTE

WELL LOCATIONS  
2017 NAIP IMAGE

### Legend

● Wells CBPPU

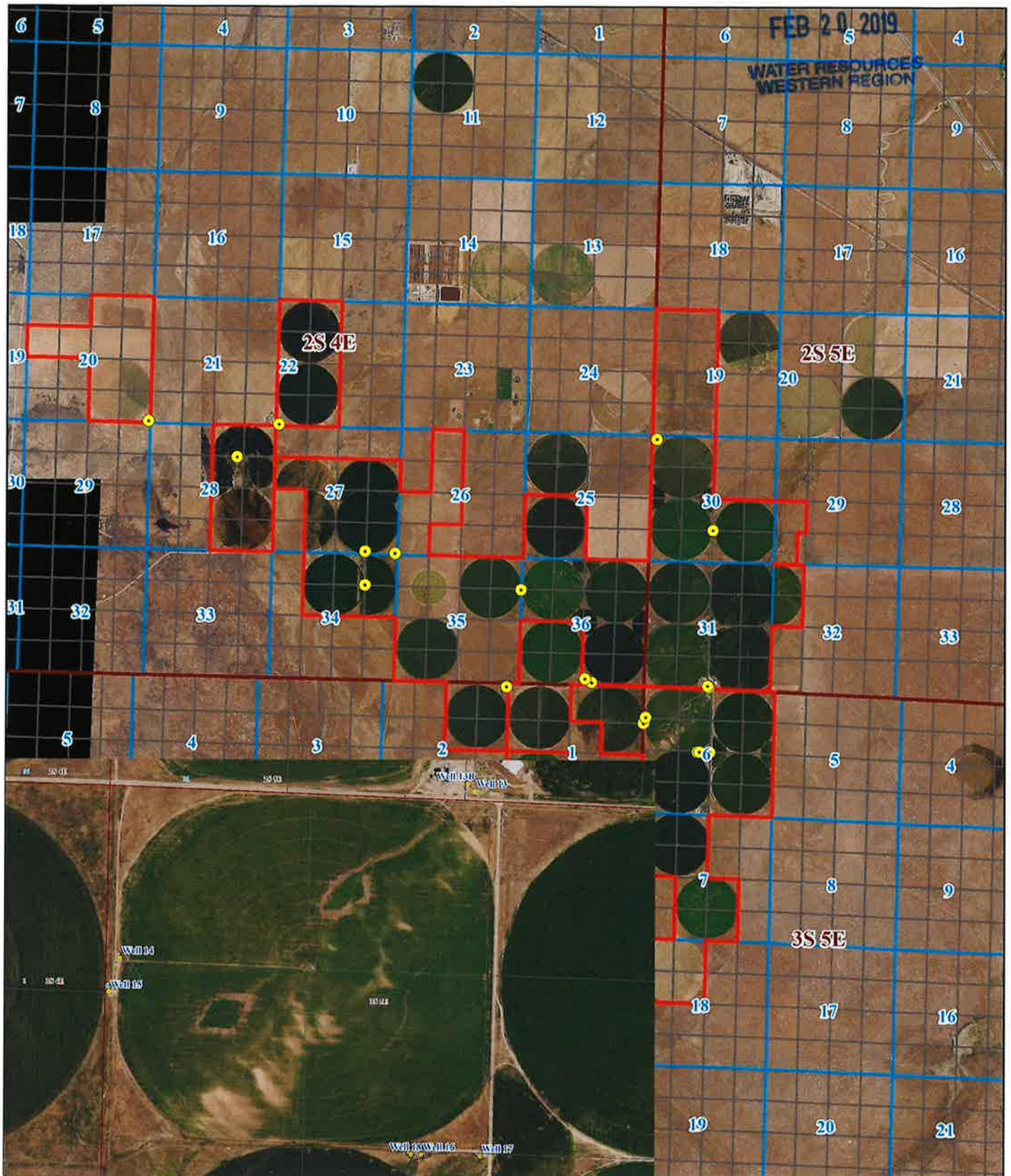




RECEIVED

FEB 20 2019

WATER RESOURCES  
WESTERN REGION



**FRANK TIEGS LLC**

PPU TRANSFER  
NAIP 2017 AERIAL

(Insert for Wells 13, 13B, 14, 15, 16, 17 and 18)

0 0.25 0.5 1 Miles

BROCKWAY ENGINEERING, PLLC.  
GWS - Date: 2/20/2019

**Legend**

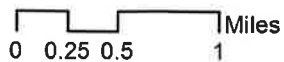
- Wells CBPPU
- Prop PPU Cinder Butte





7 FEB 20 2019 8

WATER RESOURCES  
WESTERN REGION



## CINDER BUTTE

WELL LOCATIONS  
2017 NAIP IMAGE

### Legend

 Wells CBPPU



## Miller, Nick

---

**From:** Miller, Nick  
**Sent:** Tuesday, February 19, 2019 2:11 PM  
**To:** Fritschle, Carter  
**Subject:** RE: Validity of water right 61-7442

Thanks, Carter.

Ok. Since no fee was submitted with the 1982 proof statement, and a fee was required, but not provided prior to the start of the adjudication, then proof was not actually filed in 1982.

More specifically, the license was issued pursuant to the proof filed in 1997, so per 42-1420(c), the license does not need to be claimed since proof was not filed until after commencement.

Good enough for me!

Thanks for the reply,

Nick.

**From:** Fritschle, Carter  
**Sent:** Tuesday, February 19, 2019 12:20 PM  
**To:** Miller, Nick <Nick.Miller@idwr.idaho.gov>  
**Subject:** RE: Validity of water right 61-7442

Nick,

I am sorry it has taken so long to get back to you this morning. Because the proof of beneficial use was not received on or before 11/19/1987, 61-7442 was no longer "required" to be claimed in the SRBA. I am not sure why someone generated a recommendation for it with a Not Claimed statutes, but I will delete that recommendation unless you have a reason for it to stay out there.

Carter

**From:** Miller, Nick  
**Sent:** Tuesday, February 19, 2019 9:20 AM  
**To:** Fritschle, Carter <[Carter.Fritschle@idwr.idaho.gov](mailto:Carter.Fritschle@idwr.idaho.gov)>  
**Subject:** Validity of water right 61-7442

Hi Carter,

I've got a right involved in a transfer that might not be valid and I thought you could shed some light on it...

The recommendation for this right is marked in the database as "not claimed", but the right record is active. The history of this right is a little convoluted, so I want to get your thoughts on whether the right should be active or not. Here is the background:

Application filed on 5/7/1981  
Permit approved on 6/30/1981. With proof due on 6/1/1986

Proof submitted 7/8/1982.

License examination fee requested 4/3/1987.

Permit lapsed in either May or October 1988 because no fee was received. (two lapse notices were sent due to contact information issues).

Proof and fee submitted on 6/24/1997

Permit reinstated 9/8/1997 and priority advanced to 6/24/1997

License issued 11/15/1999.

It seems like the right should have been claimed in the SRBA, since proof was due before the start of the SRBA and the permit had not yet lapsed at the time the adjudication commenced. But maybe it didn't need to be claimed since the proof was submitted so much later and the priority was advanced?

What do you think?



## Miller, Nick

---

**From:** Greg Sullivan <greg.sullivan@brockwayeng.com>  
**Sent:** Thursday, January 10, 2019 3:04 PM  
**To:** Miller, Nick; 'John Simpson'  
**Cc:** sschossberger@westernmort.com; Jim McClelland  
**Subject:** Transfer #81560  
**Attachments:** 2018 Volume Data.pdf

Nick and John,

See the attached documents.

I have summarized the volume pumped for irrigation purposes on the Cinder Butte Farm for 2018. I had to make a couple of estimates for water pumped values for a few of the wells (Well 2, Well 8, Well 10 and Well 17) that do not have flowmeters installed yet or the flowmeter stopped working. Flow meters are being installed at Well 2, Well 8 and Well 17 this winter. Maintenance is being done on the flow meter at Well 10 this winter.

The irrigation water rights on this farm allow 20,583 AF of irrigation water to be pumped from the wells. It is my understanding that Idaho Power protested Transfer #81560 to make a large permissible place of use for this farm because they don't want more pumping to occur inside the trust area than what has historically been pumped. The 2018 flowmeter measurements are the only historical pumping data currently available for this farm.

From the data collected it is estimated that 11,125 AF were pumped in 2018. Of the 11,125 AF pumped, 10,236 AF were pumped out of the Cinder Butte Critical Ground Water Area and 4,548 AF were pumped out of the Trust Water area. It is important to recognize that the volume pumped in the critical ground water area and the trust water are not additive amounts that add up to 11,125 AF. This is because of the overlapping nature of the critical groundwater area and the trust water area.

This means that 92.0% of the total water pumped in 2018 was pumped from the inside the critical ground water area and that 40.9% of the total water pumped was pumped from inside the trust water area. If we apply these percentages to the overall allowed volume of this farm of 20,583 AF. It would mean that 18,940 AF (92.0%) should be allowed to be pumped from the critical ground water area after the transfer is approved. Any additional wells drilled in the future inside the critical ground water area would also be limited to the combined 18,940 AF. The allowed volume of water to be pumped within the trust water area would be 8,414 AF (40.9%). Any additional wells drilled in the future inside the trust water area would also be limited to the combined 8,414 AF. All pumping from the critical ground water area and the trust water area will be limited to a combined total of 20,583 AF. Based on current water rights applicable to this farm.

Frank Tiegs LLC would be willing to limit the amount of water pumped from the Critical Ground Water Area and the Trust Water Area to the following number amounts:

Critical Ground Water Area Wells 2, 3, 4, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17 and 18 will be limited to 18,940 acre feet annually.

Trust Water Area Wells 1, 5, 10, 14, 15, 16, 17 and 18 will be limited to 8,414 acre feet annually.

Total Volume Allowed will be 20,583 acre feet annually.

Greg Sullivan  
Brockway Engineering  
2016 North Washington Street, Suite 4



Twin Falls, Idaho 83301  
208-736-8543

*All information, calculations, maps, drawings, or other documents transmitted via e-mail are preliminary unless explicitly stated in the e-mail text or in the documents themselves.*

**Frank Tiegs LLC**  
**Points of Diversion and Pumping Analysis**  
**Brockway Engineering**  
**GWS**

Approximate  
Pumping\*

| Well | Township | Range | Sec. | QQQ | QQ | Q  | County | Flow Meter | Critical Ground Water Area | Trust Water Area | Well Logs | 2018 Annual Volume |
|------|----------|-------|------|-----|----|----|--------|------------|----------------------------|------------------|-----------|--------------------|
| 1    | 2S       | 4E    | 20   |     | SE | SE | Ada    | YES        | NO                         | YES              | 2         | 363                |
| 2    | 2S       | 4E    | 22   |     | SW | SW | Elmore | NO         | YES                        | NO               | NO        | 363                |
| 3    | 2S       | 4E    | 27   |     | SE | SE | Elmore | YES        | YES                        | NO               | 3         | 772                |
| 4    | 2S       | 4E    | 27   |     | SW | SE | Elmore | YES        | YES                        | NO               | 1         | 787                |
| 5    | 2S       | 4E    | 28   |     | SW | NE | Ada    | YES        | NO                         | YES              | 1         | 525                |
| 6    | 2S       | 4E    | 34   |     | NE | NE | Elmore | YES        | YES                        | NO               | 1         | 218                |
| 7    | 2S       | 4E    | 35   |     | SE | NE | Elmore | YES        | YES                        | NO               | 1         | 763                |
| 8    | 2S       | 4E    | 36   |     | SW | SE | Elmore | NO         | YES                        | NO               | 1         | 718                |
| 9    | 2S       | 4E    | 36   |     | SW | SE | Elmore | YES        | YES                        | NO               | 2         | 718                |
| 10   | 3S       | 4E    | 2    |     | NE | NE | Elmore | YES        | YES                        | YES              | 2         | 515                |
| 11   | 2S       | 5E    | 19   |     | NW | NW | Elmore | NO         | YES                        | NO               | NO        | Not Drilled        |
| 12   | 2S       | 5E    | 30   |     | NW | SE | Elmore | YES        | YES                        | NO               | 2         | 754                |
| 13   | 2S       | 5E    | 31   |     | SW | SE | Elmore | YES        | YES                        | NO               | 2         | 758                |
| 13B  | 2S       | 5E    | 31   |     | SW | SE | Elmore | YES        | YES                        | NO               |           | 725                |
| 14   | 3S       | 5E    | 6    |     | NW | NW | Elmore | YES        | YES                        | YES              | 1         | 515                |
| 15   | 3S       | 5E    | 6    |     | SW | NW | Elmore | YES        | YES                        | YES              | 1         | 590                |
| 16   | 3S       | 5E    | 6    |     | NE | SW | Elmore | YES        | YES                        | YES              | 1         | 683                |
| 17   | 3S       | 5E    | 6    |     | NE | SW | Elmore | NO         | YES                        | YES              | 3         | 683                |
| 18   | 3S       | 5E    | 6    |     | NE | SW | Elmore | YES        | YES                        | YES              | 1         | 673                |

Total 2018 Volumes 10236 AFA 4548 AFA 11125 AFA  
 % of Total Pumped 92.0% 40.9%

**Proposed Volumes Based on Allowed Volume Limit of 20,583 AFA**

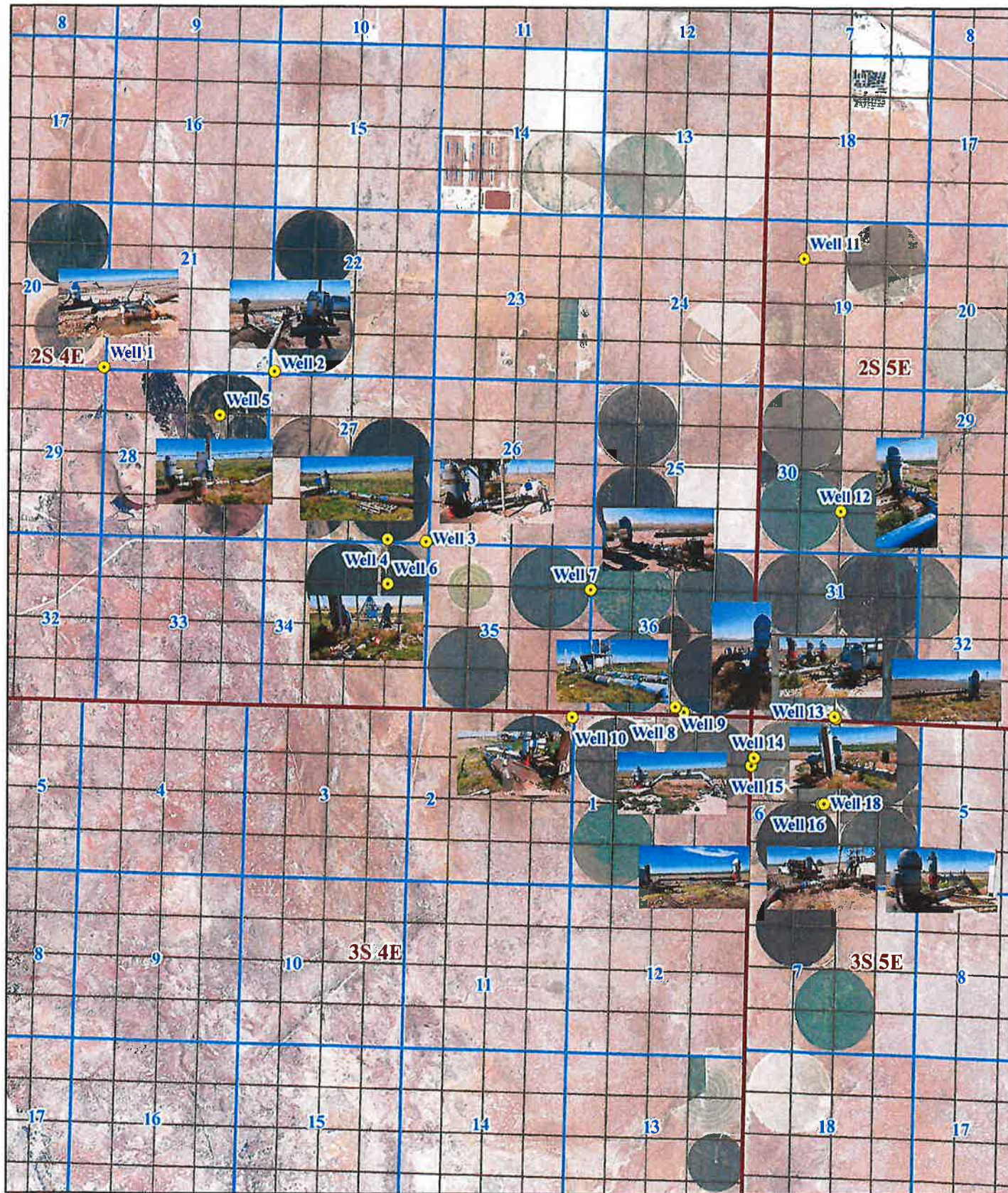
|                                                                                                                |           |
|----------------------------------------------------------------------------------------------------------------|-----------|
| Critical Ground Water Area Wells 2, 3, 4, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17 and 18 will be limited to | 18940 AFA |
| % of Total Allowed                                                                                             | 92.0%     |
| Trust Water Area Wells 1, 5, 10, 14, 15, 16, 17 and 18 will be limited to                                      | 8414 AFA  |
| % of Total Allowed                                                                                             | 40.9%     |

\* Notes: These values are based on gpm identified by farm managers.

**Frank Tiegs  
Cinder Butte Farm  
Flowmeter Readings**

| Well | Horse Power               | Flow Meter | Install Date | 6/26/2018    | 11/16/2018              | Multiplier | Total Volume |
|------|---------------------------|------------|--------------|--------------|-------------------------|------------|--------------|
|      |                           |            |              | Total Volume | Total Volume            |            |              |
| 1    | 200                       | Growsmart  | Spring 2018  | 53490 gal    | 118394 gal              | 1000       | 363.3 AFA    |
| 2    | 200                       | No Meter   |              |              |                         |            |              |
| 3    | 350                       | Growsmart  | Spring 2018  | 96552 gal    | 251587 gal              | 1000       | 772.1 AFA    |
| 4    | 250                       | Growsmart  | Spring 2018  | 106870 gal   | 787.4 AF                | 1000       | 787.4 AFA    |
| 5    | 300                       | Growsmart  | Spring 2018  | 75379 gal    | 171088 gal              | 1000       | 525.0 AFA    |
| 6    | 200                       | Growsmart  | Spring 2018  | 35203 gal    | 71187 gal               | 1000       | 218.5 AFA    |
| 7    | 200                       | Growsmart  | Spring 2018  | 65990 gal    | 248501 gal              | 1000       | 762.6 AFA    |
| 8    | 400                       | No Meter   |              |              |                         |            |              |
| 9    | 400                       | Growsmart  | Spring 2018  | 75830 gal    | 234016 gal              | 1000       | 718.2 AFA    |
| 10   | 200                       | Growsmart  | Spring 2019  | 23429 gal    | Meter Needs Maintenance | 1000       | 71.9 AFA     |
| 11   | Not Pumping (not drilled) |            |              |              |                         |            |              |
| 12   | 300                       | Growsmart  | Spring 2018  | 82283 gal    | 245806 gal              | 1000       | 754.3 AFA    |
| 13   | 400                       | Growsmart  | Spring 2018  | 79820 gal    | 247125 gal              | 1000       | 758.4 AFA    |
| 13B  | 200                       | Growsmart  | Spring 2018  | 9601 gal     | 236181 gal              | 1000       | 724.8 AFA    |
| 14   | 200                       | Growsmart  | Spring 2018  | 97023 gal    | 167661 gal              | 1000       | 514.5 AFA    |
| 15   | 200                       | Growsmart  | Spring 2018  | 19133 gal    | 192246 gal              | 1000       | 590.0 AFA    |
| 16   | 400 (Middle)              | Growsmart  | Spring 2018  | 106724 gal   | 222636 gal              | 1000       | 683.2 AFA    |
| 17   | 300 (East)                | No Meter   |              |              |                         |            |              |
| 18   | 400 (West)                | Growsmart  | Spring 2018  | 117316 gal   | 219434 gal              | 1000       | 673.4 AFA    |





0 0.25 0.5 1 Miles

## **CINDER BUTTE**

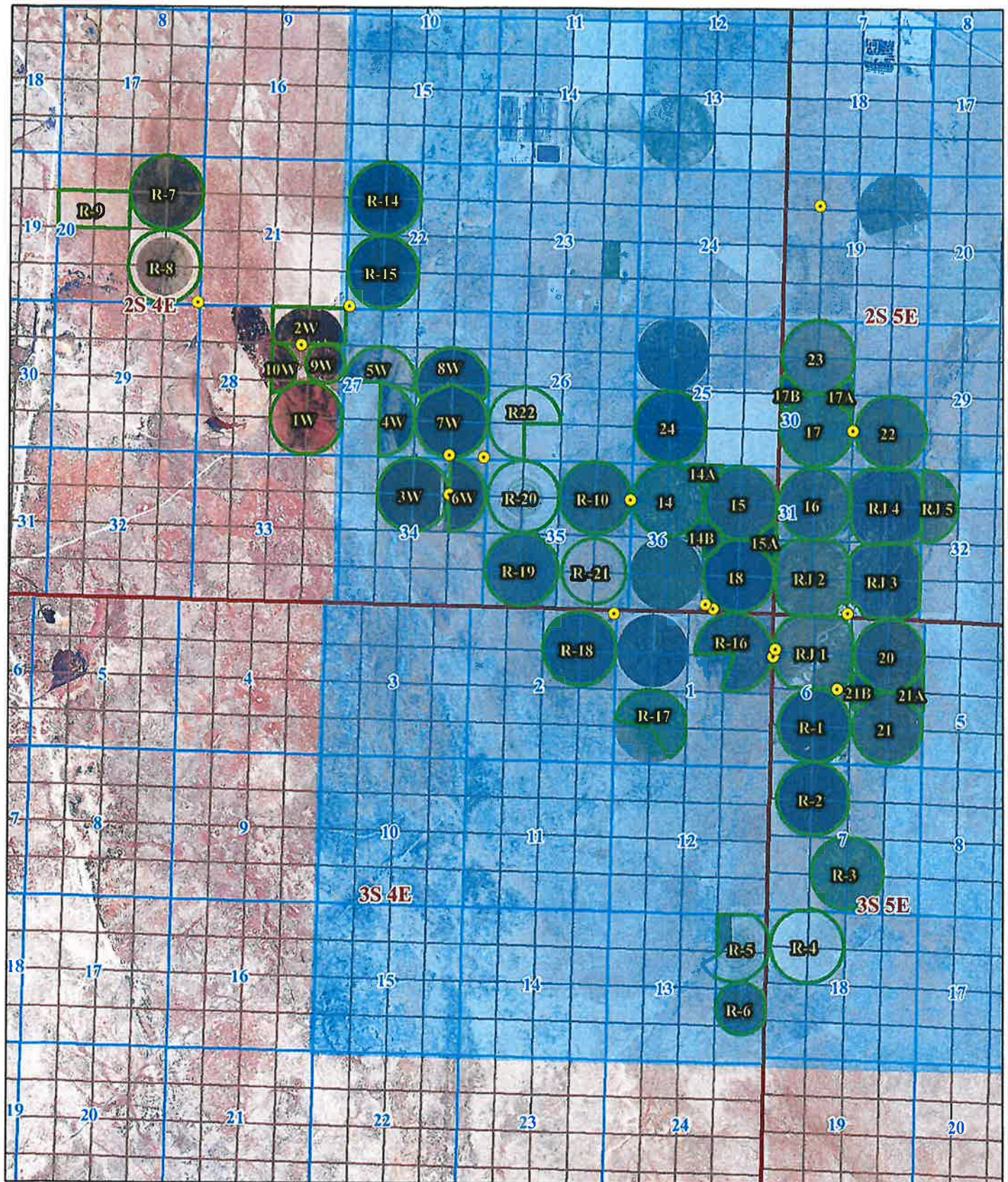
WELL LOCATIONS  
2017 NAIP IMAGE

### **Legend**

● Wells CBPPU







0 0.25 0.5 1 Miles

## CINDER BUTTE

2018 FIELD LOCATIONS IN PPU  
2017 NAIP IMAGE

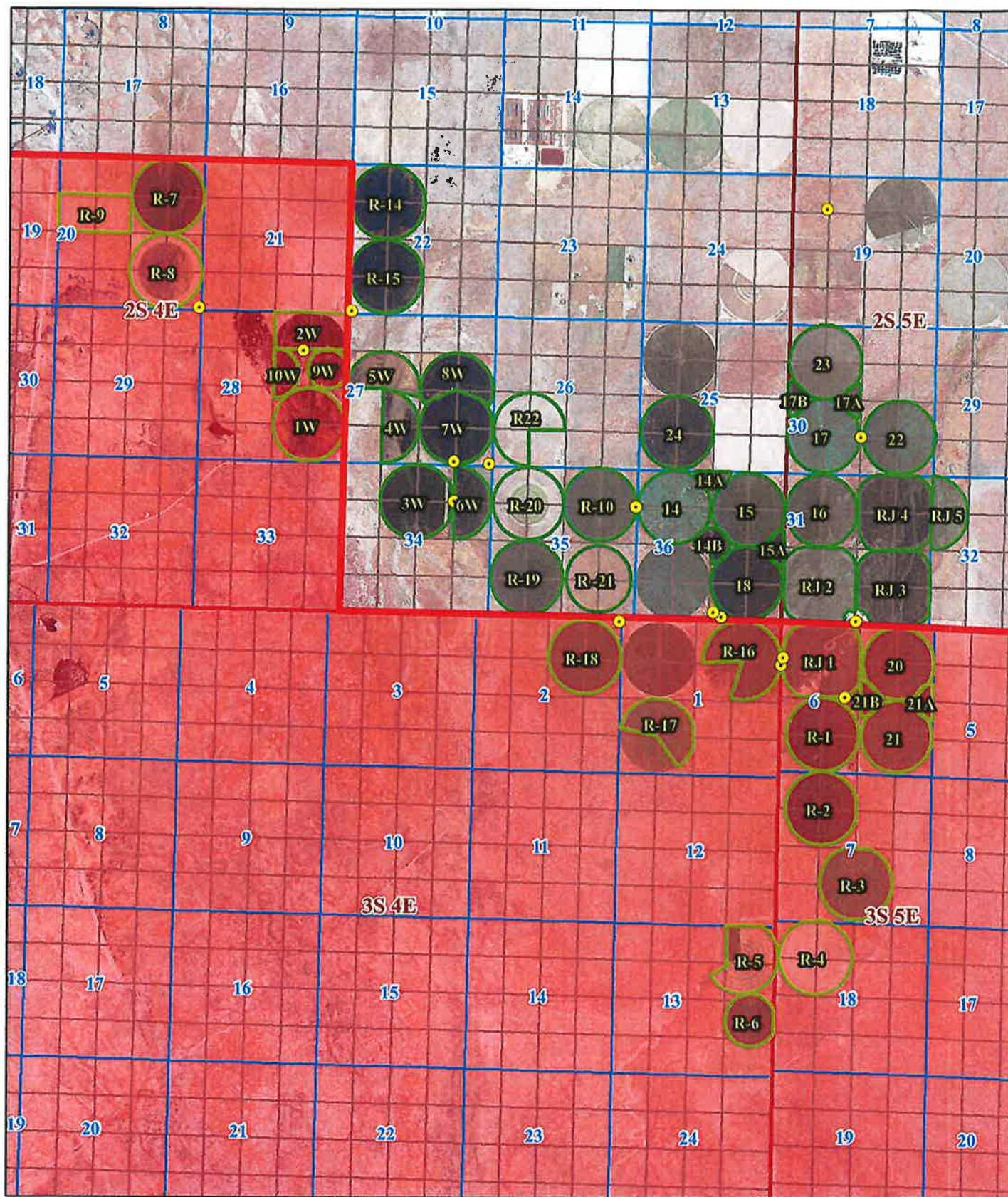
BROCKWAY ENGINEERING, PLLC.  
GWS - Date: 3/5/2018

## Legend

Critical GW Area







0 0.25 0.5 1 Miles

## CINDER BUTTE

2018 FIELD LOCATIONS IN PPU  
2017 NAIP IMAGE

BROCKWAY ENGINEERING, PLLC.  
GWS - Date: 3/5/2018

### Legend

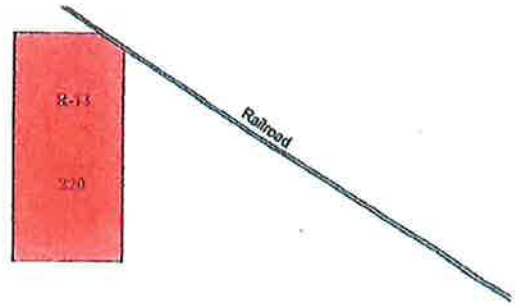
Trust Water Line  
Trust Water Area





# Cinder Butte

2016



GPM is Aprox.

